pp. F. IX-4

1926-8 (Misc.)

Previous References

File No. 39-24

Serial Nos. 1-22.

later References

Pris 33-26 & 2 & 3 Pris 18-34 & 1/9.21.23.25.26.27.
35.36.37.43.
is 22-27 (1 to 4).
31-28 (1 F 3)
31-28 (1 to 9)

General and Revenue Secretariat.

Pris 24-29 (1 to 7)

Pris 20-31 & 5-1.8.
" 54-32 & 1-2
" 15-34 & 1-2
" 44-34 & 16-24, 26, 27, 30.
rial J. Weekly-Two
Pris 18-35 & 1-6.
" 58-37-17
" 59-37-1-4

Part B for November 1926

SUBJECT.

Re the appointment of probation officers to look after the discharged prisoners and the Constitution of standing advisory boards for the revision of Sentences of long term prisoners.

51 (22)

To

The D.G of prisons.
The Dist Magistrates & Dists.
The Registrar Chief Court.

3446-5.5 Pl/ 29/9/26.

ENERAL AND REVENUE SECRETARIAT.

(Pris)

NOTES.

FILE HEADING.

entry Probationers Off
on engaged pensions.

From The District Magistrate, Ka

J. C No. 127/24-25 Dated 12.11.24 Received 13.11.24

Diary No. 2136	Enclos. /	Spare Copies.	Serial No. /

BRIEF ABSTRACT OF LETTER.

Forwarding copy of letter No. — P. 1/2 818 of 17.8.24 from Supdt. Central Jail Trichy addressed to him with reference regarding the appointment of Probation officers for certain persons suspended the release from that jail as per Memo No. 667. Law (Genl. Depts) dt 26.2.23 & Requesting steps to be taken for the proper effect to in Mysore.

NOTES AND ORDERS.

Sub. 1) Recommendations of the Jail Committee have not been given to in Mysore — so are there any direct persons and Jail which started till now advising Boards for the revision of the ca

Serial No.

of long term prisoners have been appointed. Until aid societies are started and Advisory Boards appointed — the appointment of Probation officers (the outcome of the above) may not perhaps be much use here as and may not work satisfactorily. At present the discharged prisoners are under Police supervision, which the abolition of agency the Jail Committee recommend

In another file, a draft letter has been submitted for consideration as per orders of His Excellency the President in Council to start prisoners aid societies 3) The question of Whipping in Jails referred to in the Bishop-Mayo Jail letter has not been recommended as stated. His may perhaps now be called for to know why Jail Officers should not be empowered to appoint Probation Officers. If approved a draft will be submitted.

14.11.24 Ag Secy.

15/11

15/11

15/11

15/11

NOTE—Contn. Sheet.

Form File No. 39 of 19 24 24 | 2 | General ar Secre

Serial No.

6) Sent with a draft
Recd 19.11.24
Ans 19/11

1) Recd 28/11/24

2 2

The D. M. Kolar
no. P. 2770 of 29.11.24
requests that — letter of 27.8.24 from the Superintendent, Central Jail, Trichinopoly may be sent to this Office

letter no. J.C. 127/24-25 of 25/3 12.24 from the D. M. Kolar forwarding a copy of the Trichy: Central Jail Authorities' letter - is called for

7) Sent for personal orders.

8) It is a matter for consideration whether the Supdt. Trichy Central Jail can ask the District Magistrate to submit proposals direct whether the latter is bound to comply with the request. Until the recommendations of the Jail Committee about corporal punishment are established, the present practice of the Police surveillance may perhaps be continued.

Recd 4/12/24 Ans 5/12 (10) The Govt. of Madras have passed an order for creating Advisory Boards

NOTE—Contn. She

Serial No.

1

for the purpose of revision of sentences in accordance with the recommendations of the Jails Committee. (H:V).

11) The same G.O. provides for a period of probation during which the prisoner should be under the supervision of a Probation or Parade officer. If in any place there is a discharged Prisoners Aid Society the supervision may be left to them. In the absence of such a Society the Police officer and he may make use of private persons or the departmental officers, such as Sub Registrars, officers of the Co-operative Depts etc but not a Police officer.

12) Unless a similar G.O. is passed I suppose, the Govt might perhaps act in the matter.

In answer to the submitted for ~~Mr. Mudaliar~~ a draft has been submitted for addressing municipal & local Boards on this question pending orders on which, Mr. D. M. may perhaps be asked to inform the Supdt of Trichinopoly Jail, that the Govt

NOTE—Contn. sheet

Serial No.

commission for Probationer officers, which matter is under their consideration, it is not possible to undertake the work. Orders may be passed similarly in regard to Magistrates of Dist. of Kolar may be asked to undertake the work of supervision from the Subordinate Judges.

6/12

Similar to Dist. officers Sub Orders may perhaps be passed

8/12

Mr. Rice in his private letter has consulted? Mr. Rice has come down to Bang. & so he may not be consulted. What if he writes Enquires when he is coming here personal explanation.

7/12

8/12

8/12

16 Except. Bangalore.

9/12

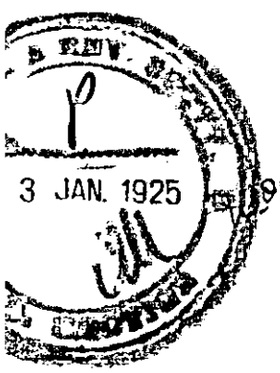
Yes. The file may perhaps be sent to the Dy Commissioners unofficially.

15/12

eneral and Revenue Secretariat. | File No. 436 24-2 of 1924

Serial No.
G.No. 20/P.924, 16th. Dec. 24.

64



18) Forwards unofficially the 2nd Pursis with compliments, for favour of opinion.

By order
Rungamadha
for Lt. Secy to Govt

15/12/24

1/5/25 Dy 2/1/25

No. 5/1/25 The point for immediate orders is "that until the District Magistrate, Kolar may be permitted to address to the Superintendent of the Trichy Jail, the usual reference". As pointed out in the Assistant Secretary's note, the only reply now possible is that "Till the Government makes necessary provision for the introduction of the Probation system in this State, it is not possible for the District Magistrate to undertake the responsibility of appointing Probation Officers for the prisoners in question".

20) As regards the issue of orders on the lines of the Madras Government Order, it would seem desirable to invite the opinion of the District Magistrates, as the Chief Probation Officers of the Districts, who constitute the most important factor working for the efficiency of the Probation system. The opinion of the Chief Court may also be valuable.

M Manoo
In the Office of the Chief Secretary

3/1

1) Orders passed with reference to Members' notes on the previous page.

Secy
3/1/25.

NOTE—Contn. Sheet

2 the opinion of the D. G of Prisons is noted.

3 The question as to the safeguards against escape of the prisoner, the Govt of Madras enquired Consulted as to his procedure

Chelg.

4 1st Member

5 In Criminal Magistrate may be asked to issue an ad interim order as suggested & it may be stated that his matter is under consideration of the Govt & that until definite orders are passed, he cannot appt. pleader

6 In his case the Govt of Madras is asked to request his release & steps are taken when his counsel express such a scheme for his orders of the Govt.

7 Draft Letter read. Sd 8/1/15 28 June

NOTE—Contn. Sheet

Serial No.

4. To - the D.M. Kolar
No P. 3678 of 10.1.25
state that an adjustment may be given & that, until definite orders are passed he can not approve probation of the memo. No P. 3679 of 10.1.25
To The Govt of Mysore.
Forwards a copy of the above with a request to get information from Mash on certain points

5. Letter No - Jc 639/24-25-07 15.7.25 from the D.M. Kolar requesting instructions in the matter of the appointment by probation of Mr in a vacancy caused by the dismissal of Mr Bindal Subbaiya one of whose cases has been ordered to be heard by the Court of Additional Sessions.

6) Head for personal orders. Pending the receipt of further reports on the general question from the Govt of Mysore, the D.C. may perhaps be asked to appoint a new Sub Magistrate, as a probationer in the cases, as has been done on previous occasions

Carry 21/7/25 30) A: Put up these files

Mr 21/7

7) Read. The file is linked with file of G. Nanjundappa.

NOTE—Contn. Sheet

32 Pending orders of Govt on this point, the Dist magte may be asked to appoint the Sub-Deputy officer to look after the released prisoner, as was done in the case of a boy in Nagore Dist (Tl: Gl) in the linked file.

Serial No.

975
3.8.

Dhlly
29/7

33 A few days may perhaps be allowed

34) The Dist Magte may be given authority to depute any other subordinate to him as Dy Commr in this & other Taluks Case & Comm to direct & Bunder

35) The Govt P. S. to be moved to submit his proposals without further delay.

Dec
5/8/25

Dis
578

8.8.
5/8.
£
5/8

36) Draft linked

Dec
6/8/25

Dis
6/8

37

Dec
6/8

NOTE—Contn. Sheet

ral and Revenue Secretariat.

File No. 39

Serial No 6

To

The Dy. Kolar.

Nol. 656 of 10.8.25

State that he may app
pending the issue of orders, any
Officer subordinate to him as Dy Com
in the case on hand & in future
Cases & communicate direct.
with the Supdt, Borstal Institute
Tanjore

To

The Dys. Mysore
& Nol 657 of 10.8.25

for copy given above fo
information & necessary action

To

The A Comptroller
Nol 658 of 10.8.25

for copy given above
with a request that the Promissa
proposals may be expedited.

Letter No. 1168/51-25 of 22.9.25 from
the Dy. Superintendent submitting proposa
for the introduction of the probation
System in Mysore as called for

1421
P

ıd Revenue
ıtariat

Pris File No. 39 of 1924

Serial No

38) Case for perusal & orders with reference to paras 27 & 35. Supra. This subject is also being dealt with in connection with the question of the recommendations of the Indian Jails Committee regarding the formation and the working of Open Penal Settlements. Cases of selected prisoners Lajpat Rai & others may also be awaited as both subjects are connected & allied to one another. ?

Case 29/12 36) The Hy suggests that the Opinion of the Chief Court & the Dist Magistrate may be invited on the Scheme

may be called for the P.O's memorandum may already called for may be awaited. cas 9-11

ADC 30/9

37) The Member has passed orders on the recommendations of the Jail Committee, ~~Report~~ in another file. His orders on the points involved in this file may be kept up, for purposes of comparison, so that there may be no inconsistency in the orders passed.

cas 30/9

Rus 30/9

39 Draft Letter as per para 38. ante may

Case 9/11/25 ADC 10/11

Issue 11/11

8 To the Registrar Chief Court
P.O.P 2642 dt 25-11-25.
Calls for the opinion of

Serial No	
	Chief Court in the matter.
9.	P.O.
	Re St Marques & Co. NOP 2643-50 D 25-11-25: Calls for his opinion on the draft Scheme.
10.	letter no. J.C. 5-75-/25-26 of 30.11.25 from the D.M. Zanthia stating that the suggestion is good, but that the D.M.'s of Delta, should be included in the Committee to be formed for perusal. The reports from the D.M.'s of Delta & Zanthia may be awaited. Case 7/12/25
11	letter no. J.C. 342/25-26 of 9.12.25 from the D.M. Shantiga stating that the Scheme may be adopted with certain verbal alterations as suggested.
12.	letter no. D 156/25-26 of 11.12.25 from Supt. Chief Court stating that the draft Scheme may be entertained with the modifications suggested in his letter.
	Read for perusal. Reports from the addressees may perhaps be awaited. Case 14/12/25

Serial No	
13	Letter no: Dy Dis 113/25-26 dy 16/12/25 from the D. to Kolar stating that he is in favour of the scheme.
	Laid for perusal. Reports from the Dy's may be awaited. Cec 19.12.25
	Yes. Cec 21.
	For 2/1
16	Letter no: Jc. 770 of 25 dy 31.12.25 / 4.1.26 from the D. to Bangalore submitting his opinion in the matter.
	Laid for perusal. Reports from the Dy's may perhaps be awaited. Cec 2/1/26.
	Yes Cec 6.
	For Cec 6/1
	w Cec 7/1
15	Letter no: C.J. 110 of 25-26 dy 9.1.26 from the Dist Magte Chitaldroog submitting his opinion on the subject.
13	Laid for perusal. Reports from the D. Hassan & Kadur & Mysore may perhaps be awaited. Cec 13/1/26.
	Yes. Cec 13.1
	For 15/1
16	Letter no: Dy Dis 24/25-26 dy 12.1.26 from the Dy. Kadur submitting his opinion on the subject.
5	Laid for perusal. The reports of similar reports from Hassan & Mysore may perhaps be awaited.
	Yes Cec 16.1

Serial No 17

From the Ad Oracle. Madras. No. 2 Dis 93-259-25 dy 15.2.26 - Furnishing as his opinion that the Scheme proposed by the D.G-of. Pris may be tried in the two jails.

5) Reply is due only from the Ad Oracle. He may be reminded

5) Submitted for perusal. Copy of the same order read from the II Number in the file.

Sec'd Member 5-7) Seen. Remind D Note — & after the month submit with a note whether rep/rec'd or not

From the D.G. of Prisons - No. 451/51-25 dy 6/8.3.26 Fds for information Copy of Madras G.O. No. 667/Law dy 26.2.26 re appointment of standing Advisory Bds to investigate the sentences of Convicted prisoners

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6543

eneral and Revenue Secretariat | Pris File No. 37 of 192

Serial No. 19.

From Mr. St Hagle, Mysore Ol. No. D2 Dis 440/25 dy 11.3.26 - stating that the introduction of the draft Scheme in the state is desirable & forwards a list of prisoners in the Mysore Jail whose cases will come under the Consideration of such a Bd.

58) Subd for reference with regd to Members minute dy 11.3.26 (para 57) above.

2nd

S.S.

9) Please put up the orders of the Member referred to in para 3) above

Sd 28/3

3) These papers have been subd to Member as regds in connection with proposals for opening a Book binding in the Jail

Sd 25.3.26

2nd

61) Please put up when rd

Sd 10/3

Subsequent proceedings, notes and papers relating to the ~~subject~~ ~~referred to~~ ~~in this file No. 22/22~~ ~~are recorded~~

Linked 62) Prisons File No. 22/22 Containing orders of Member on points raised in the Indian Jail Committees report is Subd herewith linked

30.3.26

WD 01264—GPB—40,000—17-12-25

eneral and Revenue Secretariat | Pris File No. 39 of 1924 -

Serial No

(63) The D. G. of Prisons submitted a draft scheme for the establishment of Advisory Boards for the release of long Term Prisoners in Bangalore and elsewhere. The opinions of Dt Magts and of the Chief Court were called for and have been received. The scheme submitted by the DGP is found in flag H. The suggestions made by several officers are the following.

D^t^ Mysore. } No suggestion.

" Tumkur } Local Dt Magts Sh^d^ be on the Board

" Shimoga. } "without the least possible delay" in para 6 may be omitted

" } Para 7 may be omitted.

" } The form of conditional release may be dispensed with

" Bangalore } "Mahalritual" is vague. Prisoners with more than one conviction may be excluded from consideration

Dt. Magts opinion regarding release sh^d^ be considered of special importance

The Superintending Jail sh^d^ send papers to Police through Dt Mag^te^ for collecting information regarding prisoner.

Scheme may be retained

Dt Magte may (1)

may be omitted (2)

Dt Magte may (3) express his opinion whether prisoner's release is to the interest of the Community

it is necessary may be retained (4)

May be adopted. (5)

vide (3) above. (6)

Proposal through Dt Magte may be adopted (7)

May be adopted (8)

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of 1924

Serial No		
	Yes no (9)	Dt Magte Kolar. no suggestion " Chitaldrug { "At Hiriyur city" in para 2 may be "At Hiriyur"
	sions Alternative (10) re consulting may be. Para remain exist is. no	{ Para may be recast as suggested by himself & the last sentence of para 5 omitted
	Dt not necy. (11) regards delay which may be omitted no	{ "To this end" to be added in beginning of para 6. and "without the least possible delay" may be "without the least delay".
	(3) above no (12)	{ Para may be omitted or "Hardly" changed to not and a sentence added as suggested.
	be omitted (13) no	{ The last sentence of para 8 may be omitted.
	remain (14) it is. no	{ The last clause of para 9 to be modified to say that Dt may also be directly addressed in the matter.
	be done (15) no	{ Where this can intend it may also be ascertained & entered in the form of statistical roles
	selection is (16) of no	{ Provision in the form for consulting Police may be omitted
	not seem (17) If Dt Magte omit of the summary & points wise this case is good conduct prison is perhaps not also relevant in this appeal	{ Prison to send remarks & Supdt Prison Sh be sent to Dt Magte to help in framing an opinion

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:al and Revenue
Secretariat

File No. 39 of 192 L

Serial No.

love
Nov (18)

envig ang Williams
Prison, (19)
here also are
the opinions
D. Nov

St Maybe Hanson - Radin.

Vho suggests:
May be tried sentencing for three years.

Chief Secretary.

St Maybe's opinion not Nec J. Board's opinion should be based on prison records &.

(64)

The main idea in the scheme is that the Board shd have full material before it as to the desirability of releasing a prisoner - both from the point of view of his previous history, his conduct in jail, and the safety of the community amidst which he will have to go & live. The previous history is to be got through the Police, the conduct in jail has to be stated by the Superintendent of the Jail and the St Maybe has to state his opinion from the point of view of the community amidst which the prisoner will go & live. While the Board shd have all this material, it shd be free to decide on the material placed before it whether a particular prisoner is to be released. In view of these considerations it wd appear that the St Maybe shd be consulted ~~first~~ & the police asked to help in getting details re. prisoner, but that the St Maybe need not be on the Boards. Other suggestions relate to words & phrases. An important suggestion is that the scheme ma

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ıral and Revenue Secretariat

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Serial No.

be retained for three years. Thes seem desirable Orders are solicited on the suggestions made in the margin above against each question of the Dt magte and the Ch Ct.

65) A copy of the scheme with the changes agreed to on the above incorporated and a few of the verbal alterations suggested placed below ~~placed below~~.

for perusal orders

Md 5/4.

Secy

66) I agree generally with the suggestions made by the Under Sec.y in the typed Stt. placed in the file. I differ from him, however, in one important matter and that is on the question of obtaining the opinion of the Dt. Magte regarding the fitness of a person to be released under these rules. As pointed out by the Ch. Court, the Dt Magte is likely to be influenced by the views of the Police and has before him no other material on which he can base his opinion. I would suggest that the views of the Ch. Court may be accepted on this.

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Pris File No. 39 of 1924-25

rial
io.

matter. The Scheme may be tried tentatively for three years.

The Hon'ble Member. 8/4

8/4

8/4

67) A draft GO and a draft of the rules with the above alterations and accepting the suggestion of the Chief Court may be put up.

68) The Senior Surgeon has not stated why he has proposed rule 207 which is not found in the Madras order and which is not approved by the Chief Court.

69) What is to be the period of probation referred to in rule and who is to fix it are not clear. See if the Madras Jail Manual throws any light on this point.

70) Please note from the Annual Reports of Provinces which have tried the arrangement for some time what is the actual experience of working it there.

Urgent 12/4

12/4

A draft enquiry to the I.G of Prisons as to with regard to paras 68 & 69 above.

After issue of this draft issued, a dft G.O.

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Serial No.

A further note with reference to paras 67 & 70 above will be dated

14 4 26

Subd

72) Subd with reference to paras 67 & 70.

A draft Govt. is put up as regd in para 67. The rules revised are also put up Govt's.

73) The Govt. has put in rule 7 apparently on the basis of the instructions of the Govt of India of all advs. (Vide copy of his letter No 8884 dated 4th Sept 23 to the Dt Magtes.) In Bombay Dt magtes are members of these Committees.

74) The period of probation is not stated - but as the man who breaks conditions is committed to prison again for the unexpired portion of the sentence the period of probation is perhaps made equal to the unexpired period of the sentence. If so decided this information will be called for.

A/

75) The rules seem to have been worked in Madras & Bombay, Bengal & other provinces we have no information. The report of Messrs Fuggy gives no details of how the system worked (Vide report para

Second member.

76) We may get information on point referred to at A from the

Serial No.

77) Draft is circd

Issue
23.11.26
hl

78) Issue
28
26/11

20 To the I. G. of Prisons. No G. 8751(1) 2
Enquires how the period of probation
referred to in rule 9 of the draft is to be
fixed & what the practice in Madras is
in the matter.

1.11.26
26.11.26

From The I. G. of Prisons No. 1151/51-25 dt. 12.7.26
states that the remitted sentence of a prisoner
is to be regarded as the period of probation
& that the working of the system is found
is reported to be satisfactory.

79) Subd with reference to Remembrancer
ii para 7b above

80) The draft order put up already is in the file
14.7.26

81) L & J Secy may be consulted as
to the legal aspect of the
order proposed.
15/7

Issue
14.7.26

82) Secy.. PLR 16/7

83) First Member Hon'
I & C Dept

N. 16/7

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84) This has not passed the L.L test.

85) The question of probation & final release is not clearly stated in the draft. Madras seems to treat the whole remg period as probation. If this is intended to be adopted as it should be clearly stated. The provision, viz. of unsatisfactory conduct, Eg. be on longer probation than the period. Whether the period can legally or shd be further reduced, is for L.L test to please state on

DE 19/7/26

87) L & L Seq with Corrs

RJ 20/7

88) The power conferred on Govt under Section 401 Cr. P.C relates to suspension, remissions etc of Sentences passed on prisoners by judicial officers. The object of the Legislature in vesting this power in Govt is to relieve the rigour of law & not to impose more rigorous Conditions than those imposed by the penal provisions enacted for the guidance of Courts of justice.

89) By fixing a longer period of probation than the period fixed in the original Sentence the Govt, I submit, would be acting Contrary to the intention of the Legislature

+ difference between final Sentence & Sentence undergone/paid? remission

Pr 8/6)

Read marked Nos 5 the 2nd to end then the L. & L Seq separately Please explain why they are not done

RJ

Explan separately Submd to Hon Secy on 26.7.26 MSK 26/7/26

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neral and Revenue Secretariat

File No. 35339 of 1924

Serial No.

Such a procedure may not be warranted by the Law under the provisions of Section 401

90) The practice, I understand, is not to fix the probationary period beyond the term of the Sentence.

91) Such a procedure will lead to the curtailment of individual rights of the Subject.

92) On the other hand, the Govt have been given ample powers either to suspend or remit wholly or partly any Sentence passed on a prisoner under Sec 401.

It follows therefore that the Govt can legally reduce the period of probation but not to extend it beyond the term of the Sentence.

93) It is presumed that all orders will be passed by Govt after ~~receiving~~ Considering the recommendations of the Advisory Committee.

94) Sec 7 & 8 Sept
With Compts.

23/7

96) First Member

97) Please make recess changes in draft to show clear that probation period will not in any case exceed the balance of the sentence which may be reduced in exceptional cases by remission and parole

NOTE—Contn. Sheet

The whether any change in law is necessary for giving effect to these proposals to be investigated separately. Point will be touched upon in Legislative Secretary's note.

OFFICE OF THE FIRST MEMBER OF COUNCIL
31 JULY 1926
No. 1237

WD 9:251—GPB—40,000—17-12-
App. F. III—2]

General and Revenue Secretariat | Pr. File No. 91 of 192

Serial No.

99) A sentence, as shown below, may perhaps be added at the end of para 7:- ~~to bring the~~ ". The recommendation of the Board will ~~shall~~ specify the period during which the convict is on probation and shall in no case exceed the unexpired portion of the original sentence but may be less in cases of exceptional good conduct & service".

A

100) A form of Conditional release, on the l of form No. 24, eliminating the reference to P police surveillance & adding other conditions ~~may be Condition~~ which may be considered necessary, has also to be prescribed

Vide Part Memo Vol 2
This will have to be done by the D.G. P. under the last para of the order to be issued by Punjab Govt for this the Secy

Subd

101) A Para as at A above will be added as para 8 after para 7 in present draft and paras 8 to 9 in draft will be renumbered.

3.8.26

DMS 9/8/26

DMS 12/8

D & L Secy.

102) may be done

Ltr to the Govts with Compts

DD 13/8.

RR 16/8.

DMS 13/8

Mr Srinagesh please make the addn (in typed ms) and put up

NOTE—Contd. Sheet

The addn is typed & attached to the draft

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General and Revenue Secretariat

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Serial No.

105) Draft amended as suggested by the Secretary is put up for approval

1981
17.8

Asst-Member. 16/8

Chief Engr apve. Matter in Council matter.

16/8

Ch. Secy with Comts 18/8

OFFICE OF THE SECRETARY TO COUNCIL
24 AUG. 1926
No. 1494

24/8/26

2nd Member 23/8

108) 25/8/26

109) For favourable

1st Member 25/8/26

2246
25/8

110) Please resubmit after Dewan's approval

26/8

DEWAN'S OFFICE.
Received on
27. AUG. 1926
Reg. No 1485

Dewan 111) 28/8/26

appd

30.8.26

2617

DEWAN'S OFFICE.
Received on
7 - SEP. 1926
Reg. No 1605

1st Member 3/9

113) Final Note signed by the Member is placed in file. 1st S.W

NOTE—Contn. Sheet

Submitted to His Highness.

I submit herewith a Final Note by the....First.....

Member of Council on the subject of....appointment..of Probation officers to look after the discharged prisoners,.....

for His Highness' gracious approval.

Mirza M. Ismail

Dewan.

8-9-21

Final Note by the First Member of Council.

Subject:—

Appointment of Probation officers to look after the discharged prisoners.

These papers relate to the introduction of the Probation system in the State and the constitution of Standing Advisory Boards for the r vision of sentences of long term prisoners.

The Indian Jails Committee recommended in Chapter XVI of their R port, the revision of sentences of long term prisoners and the appointment of Advisory Boards for the purpose of such revision as a prison re form.

As the introduction of such a system in Mysore was thought desirable, the Inspector General of Prisons was called upon to submit a draf scheme for the consideration of Government on the lines in vogue in Mad ras with necessary modifications to suit the conditions existing in Mysore. Accordingly the Inspector General of Prisons submitted a draft scheme for consideration. Opinions of the several District Magistrates and that of the Chief Court were called for on the same. The District M gistrates are in general agreement with the scheme. The Chief Court approve of the draft scheme and consider that it is full of promise but e press the view that the opinion of the revising authority should be as dependent as possible based entirely on the convict's prison and other cords and that the District Magistrates should be disassociated with th Committee to be formed for the purpose of the revision of sentences.

The file was circulated to the Dewan and the Second Member who a also in favour of the scheme.

The draft scheme with the modifications suggested by the Chief Court is submitted for the gracious approval of His Highness before issu

K Chandy

Bangalore,
6th September 1926.

MEMBER OF COUNCIL.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Introduction of Probation system in the State and constitution of Standing Advisory Boards for the revision of sentences of long-term prisoners.

Order.

~~KRW~~
13/9/26

C Secy
14 9 26

8/
14.9

Gen 353.

General and Revenue Secretariat

Prisons 39-24.

SUBJECT

Appointment of Probation Officers to work after the discharged prisoners

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circlated to the Members of Council at headquaters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness' orders before /after issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

By Order,

Chief Secretary to Government.
(In charge).

Through the Secretary to Government,

.....Department.

3003/14/9

FIRST MEMBER OF COUNCIL. 11 Dec 19 Issues as 10/12/19

2054/1919

SECOND MEMBER OF COUNCIL. 16.9.26

~~EXTRA MEMBER OF COUNCIL.~~

For perusal. In order issue? (Vide Members' minutes above) 18/9

Secy. 9/9

Secretary 18/9.

WD 01264—GPB—40,000 17-12-26

General and Revenue Secretariat | Pris File No. 39 of 1924

Serial No. 22

To the D. C. of Puri, The Dist: Magistrate of Dists, Regr chief court.
No. 3446-55 dt 29.9.26.
Approves of the Scheme for the introduction of the probation System & the constitution of Standing Advisory Boards for the revision of Sentences of long term prisoners

22662

No. Je 127 and 2a-25
Encs.

OFFICE OF THE DISTRICT MAGISTRATE,
KOLAR DISTRICT.

Dated Kolar, the 10th November *192*

FROM

S. HIRIANNAIYA, ESQ., M.A., B.L.,
DISTRICT MAGISTRATE, KOLAR DISTRICT.

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government,
Local and Legislative Departments,
B a n g a l o r e.

Pms 39-24

SIR,

I have the honor to forward, herewith, for your perusal letter No 2818 dated 27th August 1924, from the Superintendent, Central Jail, Trichnopoly, requesting me to appoint Probation Officers for the mar nally noted convicts who are proposed to be released in accordance w Madras G.O.No.667.Law (Genl.Dept.) dated 26th February 1923. (Copy o the order is enclosed).

2. As the matter under reference is the first of its kind and a there are no definite instructions re: the appointment of these Probation Officers in Mysore, I request you to be so good as to ~~kindly~~ intimate whether the provisions of theGovernment order referred to above can be given effect to in the Mysore State.

1. Munigan. Convict No.9469.A.
2. Sappian. do 9460.A.
3. Munigadoo do 946.A.

I have the honor tobe,
S i r,
Your most obedient servant,

Ramachandra Rao

Treasury Assistant Commissioner,
For Deputy Commissioner,
Kolar District

G.O. No:667/Law(General) Department, dated the 26th February 1923.

Read the following:-

From the Government of India, Home Department, No:F.77 Jails Department, 15th June 1922.

Order:-

With a view to secure the advantages of indeterminate sentences and to effect economy in Prison administration, the Indian Jails Committee recommended in Chap.XVI of their report the revision of sentences of long term prisoners and the appointment of Advisory Boards for the purpose of such revision. His Excellency the Governor in Council has considered these recommendations and is now pleased to order the appointment of StandingAdvisory Boards to investigate and report on the sentences of prisoners confined in the Prisons of this Presidency.

2. The Advisory Board for theCity of Madras will consist of

The Inspector General of Prisons (Chairman).
The Chief Presidency Magistrate and
A non-official member appointed by the Government,
The Superintendent of Prisons, Madras will be the Secretary to the Board.

In the mofussil, the Board will consist of the Inspector General of Prisons (chairman) The District and Sessions Judge of the District in which the Prison is situated and

A non-official Member appointed by theGovernment.

The Superintendent of the Jail concerned will be Secretary to the Board.

The term of office of each non-official member will ordinarily be fixed at three years.

3. Each Board shall sit at least once in six months.

4. For the present, the Boards should consider only the cases of non-habituals who satisfy the following conditions Viz:-

(i) that the prisoner has served two-thirds of his sentence including remission and further

(ii) that he has served not less than 2½ years including remissi

The Boards should submit early recommendations with a view to t release of as many as this class as can be released without injury the community.

5. To enable the Advisory Boards ~~The Boards should submit~~ to judge the fitness of prisoners

release, it is necessary in every case that the judgment of the Court full and accurate details of the prisoners' previous history and his prison record should invariably be placed before them. This duty will devolve on the Superintendent of the Jail in his capacity as Secretary to the Board but the Police and theDistrict Magistrate should render him every assistance in collecting the information. The Boards should also consult the officers of the Madras Presidency Discharged Prisoners Aid Society on the arrangements which may be practicable for the supervision of the prisoner's after-life.

6. The Governor in Council considers that it is inadvisable to release prisoners unconditionally and that prisoners who are released should ordinarily pass a period of probation during which their fitness for final release can be tested. During this period, the prisoner shoul be under the supervision of a Probation or Parade officer whose duty it will be to see that the conditions of release are not broken and to gi the prisoner any protection, assistance or advice he may need. Where th discharged Prisoners' Aid Society can undertake this work it would be asked to do so. Where it cannot, the District Magistrate should himself undertake the work. He may make use of the services not only of privat persons but also of departmental officers other than those belonging t the Police Department such as Sub Registrars and officers of the Co-operative or Labour Departments. These Agents of theDistrict Magistrat should be brought in touch with the discharged Prisoners' Aid Society in the District if any such exists, and should be encouraged to send to that Society periodical notes about a prisoner's behaviour . If at any time it should be necessary to bring to notice that a prisoner is re-lapsing into crime and that action by the District Magistrate is calle for, communication should be made direct to the District Magistrate, either in addition to or instead of the communication to the Discharge Prisoners' Aid Society.

"Copy"

For District Magistrate,
Kolar District.

G. R. S. VI–G-32] B50—WD 0527

SUBJECT

Diary No. of letter replied to

Section Pris

File No. 39-24

Serial No. 2

General and Revenue Secretariat

( )

, the 192 .

No. 02770

Date of issue 29/11/24

To Mr D.H. Mackenzie
Kolar

Signed by

Sir,

With reference to
letter no: Jc. 127/24-25 da
29.11.24 requesting orde
the matter of the appointm
of Probation Officer on
strength of the Madras S.
No: 667-Laws & 26.2.23, I a
directed to observe that
no: R. 2818 & 27.8.24 fro
Supdt, Central Jail, Trichi
addressed to you and wh
is stated to have been forwa
for ~~pursuance~~ with in the letter u
reply has not been receiv
the same may be caus
be despatched early.

over

29/11/24

8/4/12 25555 31 2422 P

No. Ge 127
Encl.

LOCAL AND LEGISLATIVE SECRETARIAT III 4 DEC 1924 PROTECTION BRANCH

FROM DEC. 1924

OFFICE OF THE DISTRICT MAGISTRATE
KOLAR DISTRICT.

Dated Kolar, the 2nd December *192* 3

S. HIRIANNAIYA, ESQ., M.A., B.L.,
DISTRICT MAGISTRATE, KOLAR DISTRICT.

Pris 39-24-3

To

B. Nagappa, Esq. Bar-at-Law,
Secretary to Government of Mysore,
Local & Legislative Departments, Bangalore.

Sir,

With reference to your letter No:P.2770-Prisons.39-24 2 dated 29th November 1924, I have the honor to forward, herewith, another copy of letter No:R.2818 dated 27-8-1924 received from the Superintendent, Central Jail, Trichinopoly.

I have the honor to be,
S i r,
Your most obedient servant,
C Ramachandra Rao
Treasury Assistant Commissioner,
For District Magistrate
Kolar District.

V.V.R.

Letter No:R.2818 dated 27th August 1924 from the Superintendent, Central Jail, Trichinopoly, to the District Magistrate, Kolar District, Kolar.

I have the honor to inform you that the marginally noted prisoners have been recommended to Government for release by the Advisory Board committee which was held at this Jail on 23rd August 1924 as per G.O. No:667 Law(General) Department dated the 26-2-1923. As these prisoners who are to be released should ordinarily pass a period of probation during which their fitness for final release can be tested, I request that you will be so good as to appoint probation officers to look after the welfare of the convicts after their release.

The favour of a very early reply is requested.

"Copy"

For District Magistrate,
Kolar District.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to

General and Revenue Secretariat

( )

, the *191* .

Date of issue 10/1/25

Signed by

Section Pri.
File No. 39-24
Serial No. 4

No. 8478

To The District Magistrate Kolaba,

Sir, With reference your letter no. J.C. (29)/24-2 dy 10-11-24, requesting advice in the matter of the appointment of Probation Officers in order to supervise released convicts I am directed to state that a reply to the said letter may be given in the following terms: "The case

in the introduction of the
probation system in this
[illegible], it is not possible for
this magistrate to undertake
the responsibility of appointing
probation officers for the purpose
of this section.

I am to add that the matter
is under the consideration
of the Govt. and that until definite
instructions orders are passed
in case no appointments of probation officers.

Thanks

15/6/11

Secretary
Lancashire

List of enclosures.

Memo 3479.

Copy of the above is forwarded for
information & with a request that definite
instructions from Manchester as regards
the system and what steps are
taken when the Church Lads' Brigade
is obtained and submitted a scheme

Copied by

Examined by

32518

No. 142
54-25

Office of the Inspector-General of Prisons
in Mysore,
Dated Bangalore, 29th January 1925.

From

Dr. B. Mahomed Usmon, L.M.S.,
Inspector-General of Prisons
in Mysore, Bangalore.

To

B.Nagappa, Esqr., Bar-at-law.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Local & Legis: Depts: B'lore

Sir,

With reference to your Memo No.P.3479/Pris dated 10th January 1925 and subsequent No.P.3702/Pris dated 21st January 1925 in the matter of obtaining definite informati from Madras, as regards the probation system and the steps that are taken when the convicts escape during the probation period and submitting a scheme on the subject for the orders of Govern ment, I have the honour to state that I am in communication wit the I.G. of Prisons in Madras in this connection. On receipt of a reply from that Officer, I shall submit my proposals in connection with the proposed introduction of the Probation System in the State.

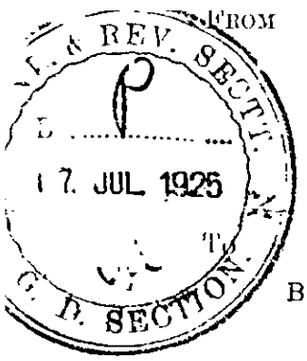
I have the honour to be,
Sir,
Your most obedient servant,

INSPECTOR-GENERAL OF PRISONS

A.V.L./28-1.

OFFICE OF THE DISTRICT MAGISTRATE,
KOLAR DISTRICT.

Dated Kolar, the 15th July 25



FROM

S. HIRIANNAIYA, ESQ., M.A., B.L.,
DISTRICT MAGISTRATE, KOLAR DISTRICT.

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government of Mysore,
Local & Legislative Departments, Bangalore.

SIR,

In forwarding herewith the list of inmate to be released from the Borstal School, Tanjore, during the month of August 1925 received in this office from the Superintendent of the said Institution, I have the honor to state that a Probation officer has to be appointed.

2. As each inmate of the institution is about to be released, individual references to Government are being made from here, for necessary orders following instructions conveyed in your letter No:P.6484/Pris.35-24-19 dated 23-5-25 &c. The actions to be taken in this office in respect of such statements received direct from the Superintendent, Tanjore may therefore be kindly intimated for future guidance.

I have the honor to be,
Sir,
Your most obedient servant,

Treasury Assistant Commissioner,
For District Magistrate,
Kolar District.
(absent from station).

App.F.VI-G1.]

SUBJECT .....

.....

.....

Section Pol

File No. 39-24

Serial No. 6

Diary No. of letter replied to .....

No. 9656 W

To Mr D. M. Khan

General and Revenue Secretariat

( )

, the *192*

Sir,

With reference to your letter

Date of issue 10/8/25

No. 9C. 439/24-25 of 15. 7. 25

Signed by W. S.

requesting instructions in the matter of the appointment of probation officer for inmates released from the Borstal Institution Ranjit, I am directed to state that, pending the issue of a general order on the subject, which is under the consideration of Govt., you may appoint any officer as Deputy Court Subordinate to exercise in these cases and also in other future cases and communicate direct with the Supdt. Borstal over the Jail

List of enclosures .....

Copied by .....

Examined by .....

Encl. 11.

1421 P 825

LOCAL ADMINISTRATIVE SECRETARIAT
III
24 SEP 1925
PROTECTION BRANCH
1168
S1-25

From

Office of the Inspector-General of Prisons
in Mysore,
Dated Bangalore, 22nd September 1925.

Dr. S. Mahomed Usmon, L.M.S.,
Inspector-General of Prisons
in Mysore, Bangalore

From ... To ...
24. SEP. 1925

B. Nagappa, Esqr., Bar-at-law.,
Secretary to the Government of His Highness
the Maharaja of Mysore Local and Leg
Departments, Bangalore.

1425-24-1

Sir,

With reference to your Memo No.P.3479/Pris.39-24-4 dated 10th January 1925 and subsequent reminders, requesting me to obtain definite information from the I.G. of Prisons in Madras re: Probation system introduced in that Presidency and what steps are taken when the convicts under probation escape from custody, etc., and to submit a scheme for the introduction of the system in Mysor I have the honour to set forth below the information regarding the working of the scheme in Madras.

For the revision of sentences of long term prisoners who are not habituals, Standing Advisory Boards have been constitu for the Jails in Madras, agreeably to the recommendations of the - Indian Jails Committee (Chapter XVI of their Report). The Advisory Board for the Madras City consists of the Inspector-General of - Prisons (Chairman) and the Chief Presidency Magistrate and a non-official member appointed by Government as members and the Superintendent of Prisons Madras, as Secretary. For the Moffussil, the Inspector-General of Prisons (Chairman) and the Sessions Judge of the place and a non-official member appointed by Government are - members, the Superintendent of the Jail concerned acting as Secreta

The cases of all prisoners sentences to over three year and who have completed two-thirds of their sentences and have serve not less than 8½ years are considered by the boards. The boards

submit their recommendations to Government through the Inspector-General of Prisons for the release of as many of this class as can be released without injury to the public. Released prisoners will ordinarily be made to pass through a period of probation during which time they will be und the supervision of probation or parole Officers, who are also expected to render them necessary assistance in the matter of protection, advice, etc. This work is entrusted to Discharged prisoners' Aid Society, if on exists, or will be taken up by the District Magistrate, who may make use of the services of any official (other than an officer belonging to the Police Department) or a non-official person.

When a released prisoner escapes from the Supervision of his Probation Officer, he will be recommitted to the Jail to serve out the unexpired portion of his sentence.

A draft scheme based on the Madras Scheme with slight modificat to suit local conditions, is submitted for the consideration of Governme As already submitted, it may be desirable to invite the opinions of the Chief Court and the District Magistrates. Copies of the Madras Governme Orders and of Memorandum on the subject, issued by the Inspector-General Prisons, Madras, are enclosed.

I have the honour to be,

Sir,

Your most obedient servant,

Inspector-General of Prisons.

Draft Scheme for the formation of Standing Advisory Boards for the recommending the release of long term prisoners who are not habituals.

-@-@-@-@-@-

With a view to secure the advantages of indeterminate sentences and effect economy in Prison Administration, the Indian Jails Committee recommended in Chapter XVI of their Report, the revision of sentences of long term prisoners and the appointment of Advisory Boards for the purpose of such revision To give effect to the said recommendation, the Government of His Highness the Maharaja of Mysore are pleased to appoint Standing Advisory Boards, one at Bangalore and another at Mysore to - investigate and report on the sentences of the prisoners confine respectively, in the Central Jail, Bangalore and the District Jail, Mysore.

2. The Advisory Board in Bangalore shall consist of -

The Inspector-General of Prisons (Chairman)
The Sessions Judge, Bangalore Division, } Members
A Non-Official Member appointed by Govt: }

The Superintendent, Central Jail will be Secretary to the Board.

For the Mysore City, the Board shall consist of -

The Inspector-General of Prisons (Chairman)
The Sessions Judge, Mysore Division, }
A Non-Official Member appointed by Govt: } Members;

The Superintendent, Mysore Jail will act as Secretary.

3. The term of office of each Non-Official member will ordinarily be fixed at three years.

4. For each Board shall sit at least once in six months and consider the cases of all non-habituals who satisfy the - following conditions, viz.

(1) that the prisoner has served two thirds of his sentence including remissions and further
(2) that he has served not less than 2½ years including remissions,

and submit early recommendations with a view to the release of as many of this class as can be released without injury to the community.

5. To enable the Advisory Boards to judge the fitness of prisoners for relase, it is necessary in every case that the judgment of the Court, full and accurate details of the prisoners' previous history and his prison record should invariably be placed before them. This duty will devolve on the Superintendent of the Ja in his capacity as Secretary to the Board, but the Police and the District Magistrate should render him every assistance in collecting the information. The boards should also consult officers of the Prisoners' Aid Society, if any, on the arrangements which may be practicable for the supervision of the Prisoners after life.

6. The Superintendent of the Jail concerned will send up the necessary records of each case to the Police for collecting full and accurate details of the prisoner's previous history, etc, and these papers will be forwarded by the Police to the District Magistr concerned, for an expression of his opinion and the return of the pa without the least possible delay to the Superintendent of the Jail.

7. The District Magistrate's opinion being a valuable asset to t Advisory Board to enable them to submit definite recommendations, it necessary that he should express the same in definite terms, as to wh the prisoner's release prior to completion of sentence is advisable c not in the interests of the community. A mere transmission of the pa is hardly sufficient.

8. Each case of a prisoner recommended for conditional release should be submitted separately with a covering sheet in the form anne to this order, which should contain the full police History as well a other details ending with the recommendation of the Board. The Judgm and the Jail papers relating to the convict should be sent with the sh so that each case may be self contained. A certificate from the Super tendent of the Jail to the effect that the conduct of the prisoner wh Jail has been exemplary should be entered in the appropriate head.

9. Prisoners who are so conditioanlly released from Jails should c narily pass a period of prabation during which their fitness for final release can be tested. During this period the prisoner should be unde the supervision of a probation or Parole Officer, whose duty it will b see that the conditions of release are not broken

any protection, assistance or advice he may need. Where the Discharged Prisoners' Aid Society can undertake this work, it should be asked to do so. Where it cannot, the District Magistrate himself should undertake the work. He may make use of the services, not only of private persons, but also of Govt: servants other than those belonging to the Police Department, such as Sub Registrars and Officers of the Co-operative of the Industries and Commerce Departments. These agents of the District Magistrate should be brought in touch with the Discharged Prisoners' Aid Society in the District, if any exists and should be encouraged to send to that Society periodical notes about a prisoner's behaviour. If at any time it should be necessary to bring to notice that a prisoner is relapsing into crime and that action by the District Magistrate is called for, communication should be made direct to the District Magistrate.

Inspector-General of Prisons.

avl./18-3.

ANNEXURE.

Form of conditional release.-

Convict No.
Name
Name of Village, Taluk & District.
Court by which prisoner was convicted and case number.
Section of the I.P.C. or other law under which convicted.
Date of sentence.
Period of sentence.
Date on which prisoner completed two-thirds of his sentence.
Unexpired portion of sentence on date of Boards recommendation
Full Police History with recommendation of District Supt. of Police
Recommendation of District Magistrate, with reasons.
Remarks of Superintendent of Jail on the conduct of the convict while in prison.
Recommendation of the Advisory Board, with detailed reasons where the Board diff-rs from the District Supt. of Police or the District Magistrate.

Letter No.1079 dated 3rd February 1925 from the Inspector-General of Prisons, Ootacamund, to the Inspector-General of Prisons in Mysore, Bangalore.

-@-@-@-@-@-@-

With reference to your letter No. 158/51-25, dated 31st January 1925, I have the honour to state that a reply to your letter No. 87/51-25 dated the 17th January 1925 was already se with my No. C. 50 dated the 29th January 1925. The enclosures referred to therein are forwarded herewith.

-@-@-@-@-@-@-@-@-@-@-@-@-

" C O P Y "

S. Srinivasa Iyer

for Inspector-General of Prisons
in Mysore.

avl./...-3.

Proceedings of the Inspector-General of Prisons.

Lieut-Col. J.P. Cameron, C.I.E., I.M.S.,

Inspector-General of Prisons.

Read the following :-

G.O. No.667, Law (General) Department, dated the 26-2-192

.....

Read the following:-

From the Government of India, Home Department No.F.77-Jails

Dated the 15th June 1922.

- - - - - - - -

O R D E R:-

With a view to secure the advantages of indetermina sentences and to effect economy in Prison administration, the Indian Jails Committee recommended in Chapter XVI of their rep the revision of sentences of long-term prisoners and the appoi -ment of advisory boards for the purpose of such revision. His Excellency the Governor in Council has considered these recom- mendations and is now pleased to order the appointment of sta Advisory Boards to investigate and report on the sentences of Prisoners confined in the Prisons of this Presidency.

The Advisory Board for the City of Madras will consist

The Inspector-General of Prisons (Chairman).

The Chief Presidency Magistrate, and

Non-Official Member appointed by the Government.

Superintendent of Prisons, Madras, will be the Secretary to the Board.

Proceedings of the Inspector-General of Prisons.

Lieut-Col. J.P. Cameron, C.I.E., I.M.S.,

Inspector-General of Prisons.

Read the following :-

G.O. No.667, Law (General) Department, dated the 26-2-1923

.....

Read the following:-

From the Government of India, Home Department No.F.77-Jails

Dated the 15th June 1922.

- - - - - - - -

O R D E R:-

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2. The Advisory Board for the City of Madras will consist of -

The Inspector-General of Prisons (Chairman).

The Chief Presidency Magistrate, and

A Non-Official Member appointed by the Government.

The Superintendent of Prisons, Madras, will be the Secretary to the Board.

In the Moffusil, the Board will consist of -

The Inspector-General of Prisons (Chairman)

The District and Sessions Judge of the District in whic

the Prison is situated, and

A Non-Official Member appointed by the Government.

The Superintendent of the Jail concerned will be Secy: to the Board.

The term of office of each non-official member will ordinarily be fixed at three years.

3. Each Board shall sit at least once in six months.

4. For the present, the Boards should consider only the cases of non-habituals who satisfy the following conditions, viz.,

(1) that the prisoner has served two-thirds of his sentence including remission and further

(2) that he has served not less than 2½ years including remis

The Boards should submit early recommendations with a view to the release of as many of this class as can be released without inju to the community.

5. To enable the Advisory Boards to judge the fitness of prisone for release, it is necessary in every case that the judgment of the Court, full and accurate details of the prisoner's previous history and his prison record should invariably be placed before them. The duty will devolve on the Superintendent of the Jail in his capacity Secretary to the Board but the Police and the District Magistrate sh render him every assistance in collecting the information. The Board should also consult the officers of the Madras Presidency Discharged Prisoners' Aid Society on the arrangements which may be practicable the supervision of the prisoner's after-life.

6. The Government in Council considers that it is inadvisable to rel prisoners unconditionally and that prisoners who are released should ordinarily pass a period of probation during which their fitness for final release can be tested. During this period, the prisoner should under the supervision of a probation or parole Officer, whose duty it will be to see that the conditions of release are not broken and to g the prisoner any protection, assistance or advice he may need. Where Discharged Prisoners' Aid Society can undertake this work it should b asked to do so. Where it cannot, the District Magistrate should hims undertake the work. He may make use of the services not only of priv persons but also of departmental Officers other than those belonging to the Police Department such as Sub Registrars and officers of the Co operative or Labour Departments. These agents of the District Magistr should be brought in touch with the Discharged Prisoners' Aid Society in th District if any such exists and should be encouraged to send to that Society periodical notes about a prisoner's behaviour. If at any it should be necessary to bring to notice that a prisoner is relapsing

into crime and that action by the District Magistrate is called for, communication should be made direct to the District Magistrate, either in addition to, or instead of, the communication to the Discharged Prisoners' Aid Society.

- - - - - - -

O R D E R:- No. 2856 dated the 4th April 1923.

- - - - -

Copy communicated to the Superintendents of all Central and District Jails, for information and guidance.

2. Meetings of the Advisory Boards will be ordinarily held at the time of the Inspector-General's inspection of Jails and on other occasions which will be duly intimated by this Office.

Superintendents who are ex-officio Secretaries of the Boards, will make all necessary arrangements to hold meetings, and collect and keep for the boards decision particulars regarding every prisoner eligible for consideration under the rules, with copies of judgments and other records in each case.

3. A list of all non-habitual prisoners now confined in Jails and eligible under the conditions of the G.O. should be prepared at once and judgment copies and other connected records obtained and kept ready. Additions shpuld be made to this list in due course as prisoners become eligible.

4. A non-Official Member should be selected in consultation with the District Magistrate, and his name reported to this Office, with a view to address Government for formal approval of the appointment.

Sd/- J.P. Cameron,
Lieut-Col, I.M.S.,
Inspector-General of Prisons.

To

The Superintendents of all Central and District Jails.
Copy to the District Magistrates, Godavari, North Arcot, Trichinopoly, Coimbatore, Malabar, Salem, Bellary, Vizagapat South Arcot, Tanjore, Tinnevelly, Madura and Ganjam for information.

2. The name of the non-official member selected, may be intimated to this Office in due course. It is suggested that, if possibl a prominent and enthusiastic member of the local Discharged Prisoners' Aid Committee be nominated.

-@@ @ - 5 - 5 @ @ @ - @@-

" C O P Y "

PROCEEDINGS OF THE INSPECTOR-GENERAL OF PRISONS

Lieut-Col, J.P.Cameron, C.I.E., I.M.S.,

Inspector-General of Prisons.

Read the following :-

G.O. No.1988, Law (General Department dated the 13th August 23

.....

Read the following papers:-

From the Inspector-General of Prisons, No.G./570,dated the 30th 1923.

-6-6-@-@-@-@-©-@-

Advisory Board - Revision of sentence of prisoners.

.....

I have the honour to state that according to para 2 of G.O. N 667, Law(General), dated the 26th February 1923, the Inspector-General as Chairman is to preside over the meetings of the Advis Board. It does not always appear to be necessary that my presen should be imperative, in view of the time involved and the - travelling expenditure incurred.

2. The Superintendent, District Jail, Palamcottah reports that there are 13 cases eligible for consideration of the Adviso Board. Considering the small number ~~number~~ of cases to be dealt w and for reasons stated above, I have instructed the Superintende to convene the Advisory Board (Sessions Judge and the Non-Offici member) to consider the cases and forward the papers to me for perusal and final decision prior to transmitting them to Governm for orders. I request that my action may be approved. I also request that the Government will be pleased to permit me to adop a similar procedure whenever it is considered necessary in respe of other Jails.

.....

ORDER. The proposals of the Inspector-General of Prisons are approved.

.....

O r d e r No.6376 Dated the 24th August 1923.

Copy communicated to the Superintendent of Jails for information.

2. In the absence of the Inspector-General of Prisons Sessions Judge will convene the meeting of the Board and sit as Chairman, forwarding the recommendations of the Board with neces papers to the Inspector-General of Prisons for disposal.

Sd/- Royal Swami.

The Superintendents of all Central and District Jails
(except Vizagapatam).

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"C O P Y"

S. Srinivasan

Inspector-General of Prisons in Mysore.

evl./23-9.

Proceedings of the Inspector-General of Prisons.

.....

Lt. Col: G.W. Maconachie, I.M.S.,
Ag. Inspector-General of Prisons.

Read the following:-

G.O. 3046 Mis. Law (General) dated the 30th Octr.192

-o-o-o-o-o-o-o-

Read the following:-

From the Government of India, Army Department to the Government of Bombay, Home Department, No.A. 26017/3 A.G. 8 dated the 8th October 1924.

- - - - - - -

Military Prisoners - Advisory Board - Revision of Sentence

I am directed to refer to your letter No. 432-11-c dated the 7th March 1924 on the above subject and to say that the Governme of India desire that the sentences of long term prisoners, - sentenced by Court-martial, should be reviewed by Advisory Board who recommendations should in all cases, be submitted to the - Government of India for final orders.

2. It is desirable that, so far as is practicable, the proce followed in dealing with the sentences of persons convicted by Court-martial should be similar to that followed in dealing with persons sentenced by the ordinary criminal Courts and I am to suggest that the following procedure, which is based on that, outlined in paragraph 2 of the Bombay Government's Home Departme Resolution No.432 dated the 27th November 1923 may be adopted.

(1) The Advisory Board will be authorised to obtain informati regarding the prisoner's antecedents and character together with brief statement of his offence, direct from the Adjutant General in India. The antecedents of a man at the time of enlistment ma be presumed to be satisfactory, and for the purpose of reviewing the sentence of a convict soldier, the Government of India consi that there is no practical necessity to inquire further into his past. It should be noted that Courts Martial do not record judgm

(II) The Advisory Board will meet and make inquiries in the Jail regarding the behaviour of the convict in Prison.

(III) The recommendations of the Advisory Board will be

submitted to the Local Government, who will forward them to the Government of India.

O R D E R :-

Communicated to the Inspector-General of Prisons for information and guidance.

- - - - - - - -

Order No.11594 Dated the 10th November 1954.

Copy communicated to the Superintendent of all Jails for information and guidance.

Sd/- T.S. Thambuswami,

For Inspector-General of Prisons.

To

The Superintendents of all Jails.

-@-@-@-@-@-@-@-@-@-@-@-@-

"C O P Y"

S. Srinivasan

for Inspector-General of Prisons in Mysore.

avl./22-9.

Proceedings of the Inspector-General of Prisons, Ootacamund.

Lieut: Col. G.W. Macdonachie, I.M.S.,
Ag. Inspector-General of Prisons.

Read the following:-

G.O. No.3012 - Law (General), dated the 28th October 1924.

Advisory Board - Mental defectives and criminal lunatics.

-@-@-@-

ORDER:-

The Government with the Inspector-General that cases of mental defectives need not be brought within the purview of G.O. No. 667, Law (General), dated the 26th February 1923.

2. In regard to criminal lunatics, the attention of the Inspector-General is drawn to G.O. No. 353 Law (General) dated the 11th February 1922. There are three classes of criminal lunatics:-

(1) Persons dealt with under section 466, Criminal Procedure Code.
(2) -do- 471 -do-
(3) -do- 30 of the prisoners Act 1900.

Criminal lunatics falling under classes (1) and (2) will ordinarily be confined in the Mental Hospital at Madras and their cases will not, therefore, come up for consideration by the Advisory Board. Criminal lunatics coming under class (3) above, namely, convicted criminals who have become insane after conviction will also be sent to the Mental Hospital; it is only recovered criminal lunatics who have still a considerable period to serve and in whose case there is no probability of a remand to Jail bringing on a return of insanity that will be sent back to a Jail. These recovered lunatics cannot properly be classed as "Criminal Lunatics" and the Government consider that their cases should be dealt with by the Advisory Board like that of any other long-term prisoner, provided they are quite sane and will not be a danger either to themselves or to the community, if released.

-@-@-@-@-@-

ORDER No. 11139, dated the 1st November 1924.

Copy communicated to the Superintendents of Jails for information and guidance.

Ed/- T.S. Thambusawmy,
For Inspector-General of Prisons.

To The Superintendents of all Jails except Cuddalore.

To

The Superintendent, District Jail, Cuddalore with reference to his letter No.3423 dated the 24-9

-@-?-@-?-?-@-@-?-@-?-@-

"C O P Y"

J. Srinivasa Rao
Inspector-General of Prisons,
in Mysore.

avl./22-9.

Proceedings of the Inspector-General of Prisons.

Lieut. Col. G.F.Maconachie, I.M.S.,

Ag. Inspector-General of Prisons.

Read the following :-

Law (General) Department G.O. No.2680 dated the 23rd September 1924.

Prisoners - Conditional release - Orders passed.

O R D E R:-

Instances have recently come to the notice of the Governm in which convicts released conditionally on the recommendation of - Advisory Boards had to be rearrested for violating the conditions - attached to their release. In paragraph 5 of G.O. No.667. Law (General dated the 26th February 1923 the Government directed that in the case of every convict the Superintendent of the Jail should place before the Advisory Board the judgment of the Court and full and accurate det of the prisoner's previous history and his prison record in order that the Board might be in a position to judge of the fitness of the prisor for release. It was also laid down that the District Magistrate and t Superintendent of Police should render the Superintendent of the Jail every as istance in collecting the information required.

2. The Government need hardly impress upon advisory Boards the necessity and importance of scrutinising the reports of the Police and the Magistracy on the conduct and character of the prisoners - recommended for conditional release. If the objection raised by them c not enter into sufficient detail to allow their weight to be properly estimated, the matter should be referred back to the Officers concerne If there is any reason to suspect that the prisoner was of bad charact the responsibility is heavy on the Advisory Boards to satisfy themselv that there are reasons for thinking that he has mended his ways of lif and will not misbehave again.

3. The Government also consider that the manner in which cases of conditional release are at present placed before them admits improvement. They direct that in future each case of a prisoner recommended for conditional release should be submitted separately with a covering sheet in the form annexed to this order which should contain the full police history as well as other details ending with the recom-ation

recommendation of the Board. The Judgment and the Jail papers relating to the convict should be sent with this sheet so that each case may be self contained. A certificate from the Superintendent of the Jail to the effect that the conduct of the prisoner while in Jail has been exemplary should be entered under the appropriate head.

- - - - - - - - -

A n n e x u r e.

Form of condition release - G.O. 667 dated the 26th February 1923.

Convict No.:-
Name :-
Name of Village, Taluk and District:-
Court by which prisoner was convicted and case No.:-
Section of the I.P.C. or other law under which convicted.:-
Date of sentence:-
Period of sentence:-
Date on which convict completed two-thirds of his sentence:-
Unexpired portion of sentence on date of recommendation by the Board:-
Full Police History with recommendation of the District Superintendent of Police:-
Recommendation of the District Magistrate with reasons:-
Remarks of the Superintendent of the Jail on the conduct of the convict in Prison:-
Recommendation of the Advisory Board with detailed reasons where the Board differs from the District Superintendent of Police or the District Magistrate:-

---

Order No. 9956, Dated the 26th September 1924.

Copy communicated to the Superintendents of all Jails, except Vizagapatam, for information and guidance.

S/- T.S. Thambuswami,
For Inspector-General of Prisons.

To

The Superintendents of All District and Central Jails except Vizagapatam.

-@-@-@-@-@-@-@-
" C O P Y "

J. Shivaram
Inspector-General of Prisons,
in Mysore.

avl./22-9

Office of the Inspector-General of Prisons,
Ootacamund, Dated the 18th September 1933.

Memorandum No.3272.

Advisory Board - Prisoners recommended for release - G.O.No.... Law (General) dated the 26th February 1923.

. . . . . .

In continuation of the orders issued on the subject, Superintendents are requested to submit along with the records of the prisoners recommended for release by the Advisory Board of each Jail a statement in the form enclosed containing detailed information under the severe heads in respect of each such prisoner. This procedure should be adopted in respect of all future cases.

Sd/- Rayalusawmi,

For Inspector-General of Prisons.

To

The Superintendents of all Central Jails (Except Vizagapatam)

" District Jails.

- - - - - - - - - - - - - -

List of prisoners to be released conditionally on the recommendation of the Advisory Board of the . . . . . aprointed under G.O. No.667, Law (General), dated the 26th February 1923.

1.-Serial No.	
2. Convict No.	
3. Name.	
4. Native of Village, Taluk and District.	
5. Section of Indian Penal Code or other law under which sentenced.	
6. Date of sentence.	
7. Period of sentence.	
8. The date on which the convicts has completed 2/3 of his sentence including remission.	
9. Unpxpired portion of sentence on the date of the recommendation by the board.	
10.Remarks of the District Superintendent of Police in extenso.	
11.Remarks of the District Magistrate in extenso.	
12.Remarks (If the recommendation is opposed to columns 10 or 11 the reasons therefor.	

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" C O P Y "

S. Rayalu

Inspector-General of Prisons in Mysore.

Letter No.8684 dated 4th September 1923 from the Inspector-General of Prisons,(Madras) Ootacamund, to the District Magistrates of all Districts.

-@-@-@-@-@@-@-

Advisory Board - Prisoners recommended for release - G.O.No. 667, Law (General), dated 26-8-1923. Reference to be dealt with promptly.

-@-@-@-@-@-@-

I have the honour to request that you will be good enough to give your personal attention to papers dealing with the cases of prisoners to be placed before Advisory Boards, so as to avoid delay. The Secretary of the Board, i.e., the Superintendent of the Jail concerned will send up the necessary records of each case to the Police for collecting full and accurate details of the prisoners, previous history etc., and these papers will be forwarded to the District Magistrate concerned by the Police for an expression of his opinion and the return of the papers with the least possible delay , to the Superintendent of the Jail. It is most necessary for the District Magistrate to express a definite opinion, one way or other, as to whether the prisoner's conditional release priror to completion of sentence is advisable or not in the interests of the community. The mere transmission of the papers is hardly sufficient, as the Advisory Board has to pass a definite recommendation and the District Magistrates opinion is a valuable asset.

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" C O P Y "

J. [illegible]

pector-General of Prisons in Mysore.

Office of the Inspector-General of Prisons, Madras,

Ootacamund, Dated the 16th August 1933.

M E M O R A N D U M.No.7944.

Advisory Board Recommendation for release of Convicts.

It is observed that papers relating to convicts recommended by the Advisory Board for release have been received from some Jails long after their cases were decided by the Board. As it is considered necessary that their cases should be dealt with as early as possible, as their detantion in Jails involves - unnecessary expense to Government, Superintendents of Jails are requested to see that their papers are forwarded within two days after the Board's sitting.

The following documents should be submitted along with - Superintendents' covering letters :-

(1) Nominal Roll of prisoners.

(2) Judgment copies (original and Appellate Courts).

(3) Reports of the Police.

(4) Remarks of District Magistrates.

(5) Proceedings of the Advisory Board.

Sd/- Royalusawmi,

For Inspector-General of Prisons.

To

The Superintendents of all Central Jails (except Vizagapata and District Jails.)

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" C O P Y "

J. Royalu

for Inspector-General of Prisons in Mysore.

avl./23-9.

Letter No. C. 50 dated 29th January 1925 from the Inspector-General of Prisons (Madras) camp, Bellary, to the Inspector-General of Prisons in Mysore, Bangalore.

-@-@-@-@-@-

With reference to your letter No. 87/51-25 dated the 17th January 1925, I have the honour to state that Standing Advisory Boards for revision of the sentences of long term prisoners who are not habituals, were constituted in the Jails of this Presidency duri the early part of 1923 agreeably to the recommendations of the India Jails Committee in Chapter XVI of their report. The advisory Board consists of the Inspector-General of Prisons as Chairman, Chief - Presidency Magistrate, for the City of Madras, the Sessions Judge for the offussil and a non-official member appointed by Government with the Superintendent of the Jail as the Secretary. The cases of all prisoners sentenced to over three years and who have complete two-thirds of their sentences and have served not less than 2½ years are considered by them. They submit their recommendations to Govt: through the Inspector-General of Prisons for the release of as many of this class as can be released without injury to the community. Th form of conditional release has so far worked satisfactorily. G.O. No.667 Law (General) dated the 26th February 1923 and other papers enclosed furnish information in greater detail.

2. As regards the supervision of such discharged prisoners by probation or parole officers the discharged prisoners' Aid Society and the District Magistrate render necessary assistance in the matt of protection advice, etc,,

3. This scheme of Advisory Boards is not extended to Mappilla rebellion prisoners and prisoners received from Andamans.

4. The case of adolescents confined in the Borstal School, Vellore is governed by a system whereby release are effected on licence - Vide Copies of G.O. No. 1710 Mis. Law (General) dated the 2nd June 1924 and G.O. No. 93 Law (General) dated the 10-1-1923 enclosed.

5. A copy of Government Order sanctioning the conditional release of a prisoner is enclosed for information from which it will be seen that a released convict if he escapes from the Supervision of

his probation Officer will be recommitted to jail to serve out the unexpired portion of his sentence.

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Enclosures will follow:-

This Office No.2866 dated the 4th April 1923 to Sudts Jails and all District Magistrates.
This Office No.7944 dated the 16th August 1923.
G.O. No.1988 Law (General) dated the 13th August 1923.
This Office letter to District Magistrates No.8684 dated the 4th September 1923.
This Office No.9272 dated the 18th September 1923 copy of the form referred to therein.

G.O. No.2680 Law (General) dated the 23-9-1924
" 3012 " " 28-10- 24.
" 3046 " " 30-10- 24.

-@-@-@-@-@-@-@-@-@-@-

"C O P Y"

S. Shivaram

Inspector-General of Prisons.
in Mysore.

avl./22-9.

App.F.VI G1.]

SUBJECT .....

.....

.....

Section Pri

File No. 39-24

Serial No. 538

Diary No. of letter replied to .....

No. 12642(1)

To The Registrar, Chief and Sessions Judges, Bengal

General and Revenue Secretariat

( )

, , *the* *192*

Sir,

Date of issue 25/11/25

I am directed to forward a copy herewith of a notification from the Government of India, Department of Education, Health and Lands (General), No. 667/Lands (General), dated the 26th November 1925, regarding the appointment of Railway Advisory Boards to investigate and report on the sentences of juvenile offenders and the appointment of Probation officers to supervise them during their probation hereafter, and to request you to forward to [illegible]

Signed by .....

List of enclosures .....

Copied by .....

Examined by .....

and a copy of the draft of a Scheme prepared by the D.C. of Dacca for introducing the system therein

Have Cap and the opinion of
~~to Secure before the Judge~~
~~The chief could not be~~
~~known to their Means~~
~~be a similar foundation~~
~~in Guyana on the Basis Scheme~~

Thanks,

Aug 1911
L. A. Lee

Cases
9.11.25

App.F.VI-G1.]

SUBJECT.....

.....

.....

Section Pol.

File No. 39-27

Serial No. 1

Diary No. of letter replied to .....

No. P 2643 50 Secret

To The D. Inspr of Police

General and Revenue Secretariat

( )

, the 192

Sir,

Date of issue 25/11/25

Signed by M. V. Leary

I am directed to forward herewith a copy of the Madras Govt. Secret Letter, dated 26-2-1923 on the subject of the appointment of Standing advisory boards to investigate and report on the antecedents of candidates and the establishment of probation officers to supervise them during the period of probation, and to request you to let the Govt. have your views on the proposals contained in the Draft Scheme forwarded with the said letter.

List of enclosures.....

Copied by and a copy of the Draft Scheme prepared by the Inspectress for introducing the system in Mysore.

Examined by.....

A 11

76

Office of the Deputy Commissioner,

Tumkur District,

Dated Tumkur, the 30th November 1925.

From,

K. V. Anantaraman, Esquire, B.A.,

Deputy Commissioner, Tumkur District, Tumkur.

To

K. Nagappa, Esquire, Bar-at-Law.,

Secretary to the Government of His Highness the

Maharaja of Mysore, Local and Legislative

Departments, Bangalore.

Sir,

With reference to your letter no.P.2643-50/Pris.39-24-9 of the 25th instant, calling for my opinion on the draft scheme re: the appointment of standing Advisory Boards to investigate and report on the sentences of prisoners, I have the honour to state that the suggestion is good; but I beg to observe that the Advisory Boards proposed to be formed at Bangalore and Mysore should include the respective District Magistrates also. It is necessary both in the interests of the prisoners and of safety that the District Magistrates whose experiance and advice will be invaluable should be on the Boards.

I have the honour to be,

sir,

your most obedient servant,

K. V. Anantaraman

District Magistrate,
Tumkur District.

(b) 2424 p 925

23856

OFFICE OF THE DEPUTY COMMISSIONER.
SHIMOGA DISTRICT.

No. J.C.342/25-26

Shimoga, Dated the 9th December 1925.

Pris 39-24-11

A.K. Syed Taj Peeran, Esquire, B.A.

Deputy Commissioner, & District Magistrate,
Shimoga District.

To

B. Nagappa, Esquire, Bar- at- Law,

Secretary to Government,

Local and Legislative Departments,

B A N G A L O R E.

Sir,

With reference to your letter NO. P.2643-50 (1) Pris. 39-24-9 dated 25-11-25 calling for my opinion on the draft of a scheme prepared by the Inspector General ~~of Prisons~~ of Prisons in Mysore, for the formation of standing advisory Boards for recommending the release of long-term Prisoners who are not habituals, I have the honour to state that the scheme might be adopted with the following verbal alterations in the draft.

(1) In para 6 it looks as if the Police would be all prompt and that it is only the District Magistrate who ~~only~~ is likely to delay. Therefore the words underlined " Without the least delay" might be removed.

(2) Para 7 reads as if it is a ~~gratuitous~~ gratuitious remark made against the work of District Magistrates and need not find a place in a Government order. This will have to be deleted.

(3) The form of conditional release prescribed savours of the desire by the Police to have the upperhand in the matter. The Board is asked to give reasons for differing not only from the opinion of the District Magistrate but also of the District Suprintendent of Police. This appears to be too much of a peremptory direction. This form itself might be dispensed with.

P.t.o.

I have the honour to be,

Sir,

Your most obedient servant,

District Magistrate,
Shimoga.

A. Sreenivasaragavachari, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

B. NAGAPPA, Esq., Bar-at-Law,
Secretary to Government,
Local and Legislative Departme

I am directed to acknowledge the receipt of yo
letter No.P.2642/ Pris. 39-24-8 dated the 25th Novembe
1925, re: the appointment of Standing Advisory Boards
investigate and report on the sentences of prisoners a
the appointment of Probation Officers, and requesting
be furnished with the opinion of the Chief Court on th
draft Scheme of the Inspector General of Prisons.

2. In reply, I am to state that the Chief Court c
siders that, while the Scheme generally is full of pro
and may with advantage be tried in Mysore, it is desir
to introduce a slight modification in the arrangement
gested in paragraphs 6 and 7 of the draft Scheme.

3. I am to observe that while in Madras (as seen
the enclosure to your letter) the duty of furnishing f
and accurate details of the prisoner's previous histor
in addition to his prison record, devolves on the Supe
tendent of the Jail in his capacity as Secretary to th
Board and the police and District Magistrate are merel
called upon to render him every assistance in collecti

the information, it is proposed in the draft scheme that the District Magistrate should give an expression of his opinion as to whether the prisoner's release prior to the completion of sentence is advisable or not in the interest of the community. The reason for such a departure from the Madras practice is not apparent and it is likely to conflict with the underlying principle of the system that the police should have as little to do with the prisoner's case as possible. It is not unlikely in such cases that the District Magistrate's opinion may be influenced by the police who will probably be his chief source of information regarding the prisoner. The Chief Court considers that the opinion of the Advisory Board should be as independent as possible and based entirely on the prisoner's prison and other records uninfluenced by the opinion of the District Magistrate.

4. I am to add that the draft Scheme may be introduced with the modification suggested above.

I have the honour to be,

S i r,

Your most obedient servant

Theruvalayan

REGISTRAR.

24943

OFFICE OF THE DISTRICT MAGISTRATE
KOLAR DISTRICT.

Dated Kolar, the 16th December 1925

S. HIRIANNAIYA, ESQ., M.A., B.L.,
DISTRICT MAGISTRATE, KOLAR DISTRICT.

To

B. Nanjappa, Esq., Bar-at-Law,
Secretary to Government of Mysore,
Local & Legislative Departments, Bangalore.

Sir,

With reference to your letter No:P.2643-50(1)Pris. 39-24-9 dated 25-11-25, requesting me to furnish my opinion to Government regarding the draft scheme prepared by the Inspector General of Prisons in Mysore for introducing the system of appointing Standing Advisory Boards to investigate and report on the sentences of prisoners and the appointment of Probation officers to supervise them during the period of probation, I have the honor to state that I am entirely in favour of the scheme as proposed for Mysore. On a perusal of the Madras rules, I was going to suggest that before a prisoner is released, the opinion of the District Magistrate of

2701/P 6

26672

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT.

Dated Bangalore, the 31st December 1925.

4/1/26

From

B. VENKOBA RAO, ESQ., B.A.,
Deputy Commissioner, District Magistrate,
Bangalore District.

Pri 39-24-14

To

[illegible]amapa, Esq., Bsq., Bar-at-law.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Local and Legislative
Departments, Bangalore.

5 JAN. 1926
C. D. SECTION.

5/1 Pris 5/1

With reference to your letter No.P.2643-50/Pris.39-24-C dated 25th November last on the subject of the appointment of standing advisory boards to investigate and report on the sentences of prisoners etc, I have the honor to state as follows:-

1) The term non-habitual is rather vague term; any prisoner having more than one conviction may be excluded from the jurisdiction of the advisory boards.

2) There are several practical difficulties in looking after released prisoners. Only such prisoners may be released who do not need any looking after or about whose supervision the District Magistrate hopes to be able to make arrangements. The District Magistrate's opinion on the matter may be treated as of special value.

There are no discharged prisoners aid society in any of the Districts so far I am aware.

3) The Superintendent of the Jail may be required to send up the necessary records of each case to the police for collecting information as to the prisoner's previous history through the District Magistrate, who should also be furnished with the history of the prisoner as to his conduct in Jail to enable him to give his opinion.

(4) The scheme may be tried tentatively for a period of 3 years.

I have the honor to be,
Sir,
Your most obedient servant,

B. Venkoba Rao

District Magistrate,
[illegible] District.

158 2811 P 825

29738

!: Address:—Dismag,
CHITALDRUG.

reply, please refer to
C.J. 110 [illegible] 26
closures. /

OFFICE OF THE DISTRICT MAGISTRATE,
CHITALDRUG DISTRICT.

Dated Chitaldrug, 9th January 192 6.

P Pris 39-24—15

S. VENKATRANGAM, ESQ., B.A., B.L.,
District Magistrate,
Chitaldrug District.

To

B. Nagappa Esquire Bar-at-Law.,
Secretary to the Government of Mysore,
Local and Legislative Departments,
B a n g a l o r e.

Sir,

Adverting to your letter No. P.2643-50(1) Pris. 39-24-9 dated 25th November 1925 calling for my opinion on the draft scheme prepar by the Inspector General of Prisons in Mysore for introducing the system of constituting standing advisory boards to investigate and report on the sentences of prisoners and the appointment of probatio Officers to supervise prisoners discharged on parole during the peri of probation, I have the honor to state that the scheme which is in general conformity with the one adopted by the Madras Government may be introduced in the State as early as practicable. A memo embodying my suggestions for certain alterations in the wording of the draft i appended.

I have the honor to be,
S I R,
Your most obedient servant,

S. Venkatrangam
District Magistrate,
Chitaldrug District.

Draft Memo.

1. In para 2 the words "at Mysore" may be substituted for the words "For the Mysore City."

2. There appears to be some mistake in para 4 which seems to corresp to paras 3 and 4 of the Madras Government order of 26th February 1923. As moreover, it appears to be intended that the Board should invariably cons the District Magistrate regarding the advisability of the release and the Prisoners' Aid Society in the locality about the arrangements feasible fc the supervision of the prisoner's after life, this para may be recast as follows:- "4 Each Board shall meet at least once in 6 months and for the present, consider only the cases of all non-habituals who satisfy the fol ing conditions viz:-

1- X X X

2. X X X

and submit early recommendations with a view to the release of as many of this class as can be released without injury to the community after consu ing the District Magistrate of the place to which the prisoner belongs re -ing the advisability of the release and the officers of the Prisoners' A Society - if any such exists in the locality in which the prisoner elects reside on his release,- on the arrangements which may be practicable for t supervision of the prisoner's after life."

3. The last sentence of para 5 may be deleted as its purport has alrea been suggested to be included in para 4.

4. The words "To this end" may be inserted at the beginning of para 6 the word "possible" occurring in the expression "without the least possib delay" at the end of the paragraph may be omitted.

5. The last sentence of para 7 may be omitted or the word "hardly" occ ring in it changed to "not" and the following sentence added:- "If necess he may confidentially consult local officers of other departments and als residents of the locality before furnishing his opinion."

6. The last sentence of para 8 may be omitted as it is not desirable t restrict the scope of the scheme only to such of the prisoners whose cond has been exemplary throughout. The prisoner's record while in Jail has t submitted under para 4 and as the District Magistrate and the Advisory Bo can judge about the expediency of releasing the prisoner from this , it i unnecessary to insist that the prisoner's conduct in prison should be fur certified to have been "Exemplary" by the Superintendent. The Madras Gove ment order does not also contemplate any such certificate.

7. The last sentence of para 9 seems to imply that once the office
ıer person entrusted with the supervision of a prisoner considers tha
soner is relapsing into crime and action by the District Magistrate
led for, the matter should be communicated direct only to the Distri
istrate without reference to the Prisoners' Aid Society concerned.
ble the society to take note of the progress of events, it is necess
intimate the fact to them also. The last clause of this para may the
modified as follows:- "The District Magistrate should also be direc
ressed in the matter."

8. As prisoners belonging to a particular place do not all go back
same place on their release, the village &c., where they intend to
release may be ascertained and separately shown in the annexure "Fori
ditional release."

9. The scheme does not provide for consulting the Police about the
isability of the release and the District Magistrate may be expected
sider the police aspect of the case also before he sends up his recoı
dations. The provision contained in the form for the Police Superinte
ommendation may therefore be omitted.

10. With a view to help the District Magistrate in furnishing his op
prison record and the remarks of the Superintendent on the conduct
vict while @ in prison may also be arranged to be sent to him.

I Khoat Lay.
District Magistrate,
Chitaldrug District.

1051

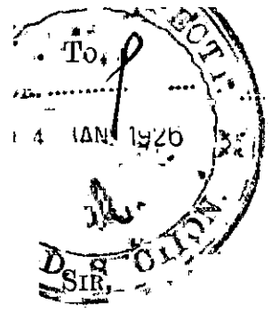
WD 2332—GPB—450—5-8-22 /.

Office of the District Magistrate,
Kadur District.

Chikmagalur, dated 12th January 1926.

Pris 39-24-16

B.A., LL.B.,
DISTRICT MAGISTRATE
KADUR DISTRICT.



To,

R. Nagappa, Esq., Bar-at-law,
SECRETARY TO THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE,
Local and Legislative Departments,
BANGALORE.

SIR,

With reference to your letter No.P.2643-50/Pris. 39-24-9 dat 25th November 1925 forwarding copy of the Madras Government Orders No.667 Law (General) Department regarding the appointment of Standi Advisory Boards to investigate and report on the sentences of ----- prisoners and the appointment of probationary officers to supervise them and a copy of the draft of a scheme prepared by the Inspector General of Prisons in Mysore, for introducing the scheme in Mysore and requesting to be furnished with my opinion on the draft scheme, I have the honor to state that I have gone through the order of the Madras Government as well as the draft of a scheme of the Inspector General of Prisons in Mysore, and I find the draft exhaustive and nothing more to add. The scheme may be introduced in Mysore tentatively for a period of three years in the first instance.

I have the honor to be,
Sir,
Your most obedient servant

District Magistrate,
Kadur District.

VD 0463—GPB—3,00.00

191

From

The District Magistrate,

Kodur District.

To

The Secretary to

the Government of His Highness

the Maharaja of Mysor

Bangal

Dated

Despatched

Received

General No.

No.

Enclosure No.

SUBJECT.

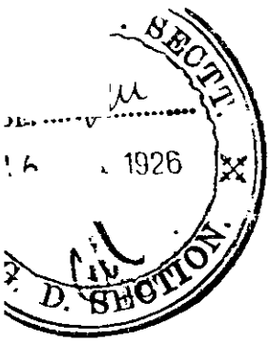
Gen 3478 (61)

No. Dis 3-289-25
15-2-1926,

Office of the District Magistrate,
Hassan District,
Dated Hassan, the 15th February 26.

Pris. 39-24-17

From



R. NARASAIAH RAO, ESQUIRE.,
District Magistrate,
Hassan District.

To

B. NAGARAJA, ESQUIRE., BAR.-AT-LAW.,
Secretary to Government,
Local and Legislative Departments,
B a n g a l o r e.

Sir,

Adverting to your letter C.P.2643-50 (1) Pris. 39-24-9 dated the 25th November 1925 forwarding for opinion a copy of - Madras Government Order on the subject of the appointment of -- standing advisory boards to investigate and report etc., on the sentence of prisoners and also a copy of the draft of a scheme prepared by the Inspector General of Prisons for introducing - the system in Mysore, I have the honour to state that the --- scheme prepared by the Inspector General of Prisons appears to be all right and may be tried in the two Jails at Bangalore and Mysore.

I have the honour to be,

Sir,

Your most obedient servant,

R. Narasimha Rao

District Magistrate,
Hassan District.

Jus 4228 (6)
Pris 39-24-18

No. 451 Conf. one.
51-25

Office of the Inspector-General of Prisons
in Mysore,
Dated Bangalore, 6th March 1926.

From

Dr. B. Mahomed Usmon, L.M.& S.,
Inspector-General of Prisons
in Mysore, Bangalore.

To

R. Ranga Rao, Esqr., B.A., B.L.,
Secy: to the Govt: of H.H. the Maharaja
of Mysore, Medical and Agrl: Depts.,
Bangalore.

Sir,

In continuation of this Office No. 1168/51-25 dated 22nd September 1925, I have the honour to forward herewith for information of Government a copy of Order (No.667/Law (General) dated 26th February 1923) passed by H.E. the Governo: in Council re: the appointment of Standing Advisory Boards to investigate the sentences of prisoners confined in the Prisons of the Madras Presidency.

I have the honour to be,
Sir,
Your most obedient servant,

B Mahomed Usmon

Inspector-General of Prisons.

)rder No. 667/Law (General) dated 26th F

-@-@-@-@-@-

With a view to secure the advantages of indeterminate sentence and to effect economy in Prison administration, the Indian Jail Committee recommended in Chapter XVI of their report the revisic of sentences of long term prisoners and the appointment of - advisory boards for the purpose of such revision. His Excellenc the Governor in Council has considered these recommendations an is now pleased to order the appointment of Standing Advisory - Boards to investigate and report on the sentences of prisoners confined in the Prisons of this Presidency.

2. The Advisory Board for the City of Madras will consist o

The Inspector-General of Prisons (Chairman);
The Chief Presidency Magistrate; and a Non-Official Member appointed by Government.
The Superintendent of Prisons, Madras, will be Secy: to the Board.

In the Moffussil, the Board will consist of :-
The Inspector-General of Prisons (Chairman);
The District and Sessions Judge of the District in which the prison is situated; and a non-official member appointed by the Government.
The Superintendent of the Jail concerned will be Secretary to the Board.

The term of office of each non-official member will ordinaril be fixed at three years.

3. Each Board shall sit at least once in six months.

4. For the present, the Boards should consider only the cases of non-habituals who satisfy the following conditions - v

(1) that the prisoner has served two thirds of his sentence including remission and further,

(2) that he has served not less than 2½ years including remission;

The Boards shall submit early recommendation with a view to the release of as many of this class as can be released without injury to the community.

5. To enable the Advisory Boards to judge the fitness of prisoners for release, it is necessary in every case that the judgment of the Court, full and accurate details of the prisone previous history and his prison record should invariably be -

placed

:laced before them. This duty will devolve on the Superintendent)f the Jail in his capacity as Secretary to the Board, but the Police ind the District Magistrate should render him every assistance in :ollecting the information. The boards should also consult the)fficers of the Madras Presidency Discharged Prisoners Aid Society)n the arrangements which may be practicable for the supervision of the prisoners' after-life.

6. The Governor in Council considers that it is inadvisable to :elease prisoners unconditionally and that prisoners who are released :hould ordinarily pass a period of probation during which their fitness 'or final release can be tested. During this period, the prisoner :hould be under the supervision of a probation of parole Officer, whose .uty it will be to see that the conditions of release are not broken .nd to give the prisoner any protection, assistance, or advice he may ieed. Where the Discharged Prisoners Aid Society can under-take this ork, it should be asked to do so. Where it cannot, the District 'agistrate should himself under-take the work. He may make use of the ervices not only of private persons but also of Departmental Officers ther than those belonging to the Police Department, such as Sub- egistrars, and Officers of the Co-operative and Labour Departments. hese agents of the District Magistrate should be brought in touch with he Discharged Prisoners Aid Society in the Districts. If any such xists and should be encouraged to send to that society periodical notes bout a prisoner's behaviour. If at any time it should be necessary) bring to notice that a prisoner is relapsing into crime and that :tion by the District Magistrate is called for communication should) made direct to the District Magistrate, either in addition to or istead of, the communication to the Discharged Prisoners Aid Society

By Order of the Governor in Council.

Sd/- P.L. Morre,

Acting Secretary to Government.

-@-@-@-@-@-@-@-@-@-

" C o p y "

Inspector-General of Prisons.
6th March 1926.

38823

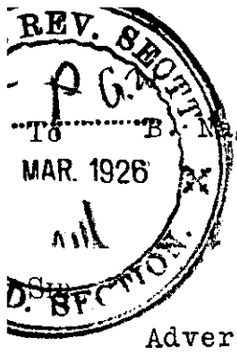
No. 4440/25-7

OFFICE OF THE DEPUTY COMMISSIONER,
MYSORE DISTRICT,

Dated, Mysore, 8th March *192* 6.

11

.V. Ramanathan, Esq.,B.A.,
Deputy Commissioner, Mysore District.



To B. Nagappa, Esq.,Bar-at-Law.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Bangalore.
Local & Legis.Departments.

Adverting to your letter No.P.2643-50/(1)Pris. 39-24-9 dated 25th November 1925, inthe matter of appointing standing advisory boards to investigate and report on the sentences of prisoners etc., I have the honor to state that I agree that the introduction of the draft scheme in the Mysore State is desirable.

I send enclosed a list of the persons now in the Mysore Jail whose cases will come under the consideration of such a Board.

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mysore District.

Statement of long term Convicts who have two offences for which they were Convicted.

Register No. of Convict	Name of Convict	Age	Offence	Term of Sentence	Date as per
1686	Erachari	30	232. I.P.C.	7 years.	2
1886	Mariamma Setti	60	148. 302. 353. 353 I.P.C.	— do —	22
1887	Brahmaiya	45	302. 323. 148 I.P.C.	— do —	—
2044	Rahamat Khan	26	454. 380. 75 I.P.C.	6 years	17
2208	Muniya	30	395. I.P.C.	— do —	5-
2209	Chinna	35	395 I.P.C.	6 years & 6 months	5
2210	Ganga	25	395 I.P.C.	6 years	5-
2211	Munisami	35	395. I.P.C.	6½ years	5-
2212	Munia	35	395. I.P.C.	6 years	5
2213	Rama	45	395 I.P.C.	— do —	—
2214	Chikvenkata	35	395 I.P.C.	— do —	—
2292	Chelva	35	399. 304 I.P.C.	— do —	22
2293	Chapa	22	— do —	— do —	—
2294	Vaikunta	25	— do —	— do —	
2350	Budansahi	45	304 I.P.C.	— do —	20
2405	Chama Basave - Gowda	25	467. 109. 471 I.P.C.	4 years 6 months	21
2455	Mada	30	326. I.P.C.	5 years	22

ee for more than 2½ years in the Mysore

Lease Grant-	Remarks.
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for District Magistrate
In Mysore District

D 4197 Jan 30-21

No.667 Law (General dated 26th February 1923.

With a view to secure the advantages of indeterminate senten
o effect economy in prison administration, the Indian Jail C
e recommended in Chapter XVI of their report the revision of
s of long term prisoners and the appointment of advisory boa
he purpose of such revision. His Excellency the Governor in
il has considered these recommendations and is now pleased t
the appointment of Standing Advisory Boards to investigate
eport on the sentences of prisoners confined in the prisons
Presidency.

. The Advisory Board for the City of Madras will consist of:-

the Inspector General of Prisons (Chairman);
" Chief Presidency Magistrate; and a non-official mem
appointed by Government.
The Superintendent of Prisons, Madras, will be Secreta
the Board.

In the moffussil, the Board will consist of:-
the Inspector General of Prisons (Chairman);
the District and Sessions Judge of the District in
which the prison is situated; and
a non-official member appointed by the Govt. -
The Superintendent of the Jail concerned will be Secret
to the Board.

The term of office of each non-official member will ordinari
ed at three years.

. Each Board shall sit at least once in six months.

. For the present, the Boards should consider only the case
-habituals who satisfy the following conditions - viz.:-

(1) that the prisoner has served two-thirds of his sentenc
ling remission, and further,

(2) that he has served not less than 2½ years including r
ission;

The Boards shall submit early recommendation with a view
he release of as many of this class as can be released without in
ury to the community.

5. To enable the Advisory Boards to judge the fitness of pris
or release, it is necessary in every case that the judgment of th
ourt, full and accurate details of the prisoner's ~~xxxxxx~~ previou
istory and his prison record should invariably be placed before t
his duty will devolve on the Superintendent of the Jail in his ca

city as Secretary to the Board, but the Police and the District
strate should render him every assistance in collecting the info
on. The Boards should also consult the officers of the Madras
idency Discharged Prisoners Aid Society on the arrangements whic
be practicable for the supervision of the prisoner's after-life.

6. The Governor in Council considers that it is inadvisable to
ase prisoners unconditionally and that prisoners who are release
ld ordinarily pass a period of probation during which their fit-
ness for final release can be tested. During this period, the pri-
soner should be under the supervision of a probation of parole offic
whose duty it will be to see that the conditions of release are not
broken and to give the prisoner any protection, assistance or advice
he may need. Where the Discharged Prisoners Aid Society can under-
take this work, it should be asked to do so. Where it cannot, the
District Magistrate should himself undertake the work. He may make
use of the servoces not only of private persons but also of depart-
mental officers other than those belonging to the Police Department
such as Sub-Registrars, and officers of the Co-operative and Labour
Departments. Th se agents of the District Magistrate should be brou
in touch with the Discharged Prisoners Aid Society in the districts,
if any such exists, and should be encouraged to send to that society
periodical notes about a prisoner's behaviour. If at any time it
should be necessary to bring to notice that a prisoner is relapsing
into crime and that action by the District Magistrate is called for
communication should be made direct to the District Magistrate, eith
in addition to or instead of, the communication to the ~~District~~ Dis-
charged Prisoners Aid Society.

By Order of the Governor in Council.

Sd/- P. L. Moore,
Acting Secretary to Govt.

Section Pris
File No. 39-24
Serial No. 20

No. G 8751

No. of letter replied to .....

neral and Revenue Secretariat
( )
e 192

f issue 26/4/26

by Mr. M.V.9

enclosures .....

by .....

ined by .....

To

The I. G. of Prisons

Sir,

Referring to the draft de. periodical for revision of long term sentences forwarded with your letter No 1168/51-25 G 22-9-25 I am directed to enquire how the period of probation referred to in rule 9 of the draft is to be fixed and what the prevailing practice in Madras is in the matter

A brief report ~~etc~~ as to the experience of working the system in the British provinces which have tried this arrangement for some tw

over

may also be [illegible] with your reply.

Thank you.

Yours sincerely,

[illegible]

[illegible]

23.4.26

GH 353

No. 01963 Office of the Inspector-General of Pri
1151/51 Enc. 10.
57-25 in Mysore,

Dated Bangalore, 12th July 1926.

Dr S39-24-

From

Dr. B. Mahomed Usmon, L.M.S.,
Inspector-General of Prisons
in Mysore, Bangalore.

R.Ranga Rao, Esqr., B.A., B.L.,
Secy: to Govt® Medl: & Agl: Depts.,
Bangalore.

Sir,

With reference to your letter No. G. 8751/Pris 39-24-20 dated the 26th April 1926 enquiring how the period of probation in the case of long term prisoners who are not habituals is to be fixed, I have the honour to state that as the conditions of release will be in force only during the remainder of original sentence, the unexpired sentence of a prisoner is to be regarded as the period of probation. This is the practice in force in Madras.

2. The actual working of the periodical revision of long term sentences in the Madras Presidency is reported to be satisfactory. I enclose for the information of Governme Copy of ~~an extract from~~ letter No. 6280 dated 11-6-1926, received from the Inspector-General of Prisons in Madras on the subjec

I have the honour to be,
Sir,
Your most obedient servant,

Inspector-General of Prisons.

Letter No. 6280 dated 11th June 1926 from the Inspector-Gene of Prisons Madras Presidency, Ootacamund, to the Inspector-Gene Prisons in Mysore, Bangalore.

-@-@-@-@-@-@-

to

With reference/your letter No. 714-51-25 dated the 3rd May 1926, I have the honour to state that Standing Advisory Boards for revision of the sentences of long term prisoners who are not habituals were constituted in the Jails of this Presidency during the early part of the year 1923 agreeably to the recommendation of the Indian Jails Committee in Chapter XVI of their report. The Advisory Board consists of the Inspector-General of Prisons as Chairman, Chief Presidency Magistrate for the City of Madras, the Sessions Judge for the Muffussil and a non-official member appointed by Government with the Superinten of the Jail as the Secretary. The cases of all prisoners - sentenced to over three years and who have completed two thirds of their sentences and have served not less than 2½ years are considered by the Advisory Boards. Recommendations for the Conditional release of those prisoners whose premature release can be effected without injury to the community are made throug the Inspector-General of Prisons to Government. This form of conditional release has so far worked satisfactorily. G.O. No.6 Law (General) dated the 26th February 1923 and other papers enclosed furnish information in greater detail.

As regards the supervision of such discharged prisoners by probation or parole Officers, the Discharged Prisoner's Aid Society and the District Magistrates render necessary assistanc in the matter of protection advice etc.

3. Mappilla rebellion prisoners and prisoners received from the Andamans are excluded from benefits of the scheme.

4. The case of adolescents confined in the Borstal School Tanjore is governed by a system whereby release are effected on licence, Vide Copy of G.O. No. 1710 Misc. Law (General) date the 2nd June 1924 (enclosed).

5. A copy of the conditions of release in each case usually imposed by Government is enclosed.

remainder of a prisoner's original sentence, it is to be presumed that the unexpired sentence of a prisoner, is to be regarded as the period of probation.

--@@ @ @ @ @-

This Office No. 2856 dated the 4th April 1923 to Supdts., o and District Magistrates.

This Office No. 7944 dated the 16th August 1923.

G.O. No. 1988 Law (General) dated the 13th August 1923.

This Office letter to District Magistrates No. 8684 dated th 4th September 1923.

This Office letter No. 9272 dated the 18th September 1923 with the copy of the form referred to therein.

G.O. No. 2680 (Law General) dated the 23rd September 1924.

G.O. No. 3012 Law (General)dated 28th October 1924.

G.O. No. 3046 Mis Law (General) dated the 30th October 1924

G.O. No. 1509 Law (General) dated the 5th May 1925.

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" C O P Y "

J W Symons

Inspector-General of Prisons.

10th July 1926.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF ~~MYSORE~~

General and Revenue Secretariat

Bangalore, Dated, 29. 7. 1925

No. G 3456/G&1

From

The ~~Chief~~ Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Registrar,
~~Mysore University~~.
Chief court

Sir,

I am directed to forward the accompanying copies of Government Proceedings for the information of the ~~iversity Council~~. Judges of the Chief court.

I have the honor to be,
Sir,
Your most obedient servant,

~~Offg. Chief~~ *Secretary to Government.*

Proceedings of the Govt of

the Maharaja of Mys

Read:-

Correspondence ending with letter No. 451 dated 6/8th March 1926 from the Inspector General of Prisons in Mysore, submitting for consideration a draft scheme for the introduction of the Probation -- System in the State and the constitution of Standing Advisory Boards for the revision of sentences of long term prisoners.

151
51-25 & 12. July 26

2. The opinions of the District Magistrates of Districts and the Registrar Chief Court on the draft scheme, furnished in response to circular No. 2642-50 dated 25 November 1925.

ORDER No. 3446-55 // Jails 39-24-25

Bangalore 29 ~~April~~ Sept. 1926.

The Indian Jails Committee recommend in their report the introduction of a system for the revision of the sentences of long term prisoners with a view to their release on probation prior to the termination of their sentences. Government have had this question under consideration for some time and have obtained a scheme from the Inspector-General of Prisons as also the opinions of the District Magistrates Districts and of the Chief Court thereon. The scheme submitted by the Inspector-General of Prisons is ~~on the lines of the rules in force in Madras and~~ provides for the constitution of advisory Boards to consider cases of such prisoners and the submissio

to the Boards of the previous history of the Convict in each case and the opinion of the District Magistrates as to the desirability of the release of a convict from the point of view of the community. The District Magistrates suggest slight modifications and are of opinion that it is desirable to introduce the scheme in the Sta The Chief Court consider that the opinion of the revising or advisory Boards should be as independent as possible and based entirely on the convicts prison or other records. They are opinion that the Boards need not have the views the District Magistrates before them in deciding the revision of sentences.

Government are pleased to approve of the scheme bmitted by the Inspector General of Prisons with ight modifications. In regard to the relation of the strict Magistrate to the Boards they agree with the ief Court and consider that it is not necessary for e Boards to have the views of the District Magis-ates before them in deciding on the cases submit-d for their consideration. Government direct that heme as now approved may be tried for a period of three years in the rst instance.

The rules relating to the constitution and work-s of these Boards as approved by Government are ap-nded to this order.

The Inspector General of Prisons is requested take further action in regard to working out the tails of the scheme.

Secretary to Govt.
Medl.& Agri. Departments.

(Nw 19/4

The I.G. of Prisons.
" District Magistrates of Districts.
" Registrar, Chief Court with covering letter.

Memorable

Rules for the formation of Standing Advisory Boards for ~~the~~ recommending the release of long term prisoners confined in Jails.

The Government of His Highness the Maharaja of Mysore are pleased to appoint Standing Advisory Boards, one at Bangalore and another at Mysore to investigate and report on the sentences of the prisoners confined respectively in the Central Jail Bangalore and the District Jail, Mysore.

2. The Advisory Board in Bangalore shall consist of :-

The Inspector General of Prisons. (Chairman)

The Sessions Judge, Bangalore Division, }
A Non-official Member appointed } Members.
by Government. }

The Superintendent Central Jail will be Secretary to the Board. At Mysore the Board shall consist of:-

The I.G. of Prisons (Chairman)
" Sessions Judge }
Mysore Division. } Members.
A Non-official Member appointed }
by Government. }

The Superintendent, Mysore Jail, will act as Secretary.

3. The term of office of each non-official Member will ordinarily be fixed at three years.

4. Each Board shall sit at least once in six months and consider the cases of all prisoners who have ~~not~~ had not more than one conviction and who satisfy the following conditions:

(1) that the prisoner has served two thirds of his sentence including remissions and further
(2) that he has served not less than 2½ years including remission and submit early recommendations with a view to the release of as many of this class as can be released without injury to the

nable the Advisory Boards to judge th fitness of prisoners for release, it is necessary in every case that the judgment of the Court, ful and accurate details of the prisoners previous - history and his prison record, should invariably be placed before them. This duty will devolve on the Superintendent of the Jail in his capacity as Secretary to the Board, but the Police and the District Magistrate should render him every assistence in collecting the information. The Boards should also consult officers of the Prisoners' Aid Society, if any, on the arrangements which may be practicable for the supervision of the prisoner's after-life.

6. The Superintendent of the Jail concerned will send up the necessary records of each case to the Police, ~~for collecting~~ full and accurate details of the prisoner's previous history etc. who will collect ~~the information~~ and return the papers with their remarks to the Superintendent of the Jail as early as practicable.

7. Each case of a prisoner recommended for conditional release should be submitted separately with a covering sheet in the form annexed to this order, which should contain the full police history as well as other details ending with the recommendation of the Board. The judgment and the jail papers relating to the convict should be sent with the sheet so that each case may be self-contained.

9. Prisoners who are so conditionally released should ordinarily pass a period of probation during which their fitness for final release can be tested. During this period the prisoner should be under the supervision of a probation or Parole Officer, whose duty it will be to see that the conditions of release are not broken and to give the prisoner any protection, assistance or advice he may need. Where a Discharged Prisoners' Aid Society can undertake this work, it should be asked to do so. Where it cannot, the

8. The recommendation of the Board will specify the period which the convict is to be on probation and which shall in n exceed the unexpired portion of the original sentence, but ma less in cases of exceptional good conduct and service.

Proceedings of the Govt o

the Maharaja of Mysore

Read:-

Correspondence ending with letter No. 401 dated 6/8th March 1926 from the Inspector General of Prisons in Mysore, submitting for consideration a draft scheme for the introduction of the Probation -- System in the State and the constitution of Standing Advisory Boards for the revision of sentences of long term prisoners.

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2. The opinions of the District Magistrates of Districts and the Registrar Chief Court on the draft scheme, furnished in response to circular No. 2642-50 dated 25th November 1925.

ORDER No. 3446-55 // Jails 39-24-22

Bangalore 29th ~~April~~ Sept. 1926.

The Indian Jails Committee recommended in their report the introduction of a system for the revision of the sentences of long term prisoners with a view to their release on probation prior to the termination of their sentences. Government have had this question under consideration for some time and have obtained a scheme from the Inspector-General of Prisons as also the opinions of the District Magistrates of Districts and of the Chief Court thereon. The scheme submitted by the Inspector-General of Prisons is ~~on the lines of the rule in force in Bihar and~~ provides for the constitution of advisory Boards to consider the cases of such prisoners and the submission

to the Boards of the previous history of the Convict in each case and the opinion of the District Magistrates as to the desirability of the release of a convict from the point of view of the community. The District Magistrates suggest slight modifications and are of opinion that it is desirable to introduce the scheme in the : The Chief Court consider that the opinion of the revising or advisory Boards should be as independent as possible and based entirely on the convicts prison or other records. They are of opinion that the Boards need not have the views of the District Magistrates before them in deciding on the revision of sentences.

Government are pleased to approve of the scheme submitted by the Inspector General of Prisons with slight modifications. In regard to the relation of the District Magistrate to the Boards they agree with the Chief Court and consider that it is not necessary for the Boards to have the views of the District Magistrates before them in deciding on the cases submitted for their consideration. Government direct that the scheme as now approved may be tried for a period of three years in the first instance.

The rules relating to the constitution and working of these Boards as approved by Government are appended to this order.

The Inspector General of Prisons is requested to take further action in regard to working out the details of the scheme.

Secretary to Govt.
Medl.& Agri. Departments.

The I.G. of Prisons.
" District Magistrates of Districts.
" Registrar, Chief Court with covering letter.

District Magistrate himself should under take the work. He may make use of the services not only of private persons but also of Government servants other than those belonging to the Police Department, such as Sub Registrars and Officers of the Co-operative and Industries and Commerce Departments. These agents of the District Magistrate should be brought into touch with the Discharged Prisoners' Aid Societies, if any, in the District, should be encouraged to send to that Society periodical notes about a prisoner's behaviour. If at any time it -- should be necessary to bring to notice the fact that a prisoner is relapsing into crime and that action by the District Magistrate is -- called for, communication should be made direct to the District Magistrate.

Date of sentence.

Period of sentence

Date on which prisoner completed two thirds of his sentence.

Where the prisoner intends to stay if released

Unexpired portion of sentence on date of Board recommendation

Full Police history with recommendation of District Superintendent of Police.

Recommendation of District Magistrate with reasons.

Remarks of the Superintendent of the Jail on the conduct of the convict while in prison.

Recommendation of the Advisory Board, with detailed reasons where the Board differs from the Dist. Supdt. of Police ~~or the District Magistrate~~.

Annexure.

Form of conditional re

Convict No.

Name.

Name of Village, Taluk and District.

Court by which prisoner was convicted and Case Number.

Section of the I.P.C. or other law under which convicted.

Date of sentence.

Period of sentence.

Date on which prisoner completed two thirds of his sentence.

Where the prisoner intends to stay if release

Unexpired portion of sentence on date of Board recommendation.

Full Police history with recommendation of District Superintendent of Police.

Recommendation of District Magistrate with reasons.

Remarks of the Superintendent of the Jail on the conduct of the convict while in prison.

Recommendation of the Advisory Board, with detailed reasons where the Board differs from the Dist. Supdt. of Police ~~or the District Magistrate~~.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. G. 3446-55—Pris. 39-24-22, dated 29th September 1926.

Sentences of Long Term Prisoners.

Approves of the constitution of Standing Advisory Boards for the revision of——

READ—

1. Correspondence ending with letter No. 1151—51-25, dated the 12th July 1926 from the Inspector-General of Prisons in Mysore, submitting for consideration a draft scheme for the introduction of the Probation System in the State and the constitution of Standing Advisory Boards for the revision of sentences of long term prisoners.

2. The opinions of the District Magistrates of Districts and the Registrar, Chief Court, on the draft scheme, furnished in response to Circular No. 2642-50, dated the 25th November 1925.

ORDER NO. G. 3446-55—PRIS. 39-24-22, DATED 29TH SEPTEMBER 1926.

The Indian Jails Committee recommended in their report the introduction of a system for the revision of the sentences of long term prisoners with a view to their release on probation prior to the termination of their sentences. Government have had this question under consideration for some time and have obtained a scheme from the Inspector-General of Prisons as also the opinions of the District Magistrates of Districts and of the Chief Court thereon. The scheme submitted by the Inspector-General of Prisons provides for the constitution of Advisory Boards to consider the cases of such prisoners and the submission to the Boards of the previous history of the convict in each case and the opinion of the District Magistrates as to the desirability of his release from the point of view of the community. The District Magistrates suggest slight modifications and are of opinion that it is desirable to introduce the scheme in the State. The Chief Court consider that the opinion of the Revising or Advisory Boards should be as independent as possible and based entirely on the convict's prison or other records. They are of opinion that the Boards need not have the views of the District Magistrates before them in deciding on the revision of sentences.

2. Government are pleased to approve of the scheme submitted by the Inspector-General of Prisons with slight modifications. In regard to the relation of the District Magistrate to the Boards, they agree with the Chief Court and consider that it is not necessary for the Boards to have the views of the District Magistrates before them in deciding on the cases submitted for their consideration. Government direct that the scheme as now approved may be tried for a period of three years in the first instance.

3. The rules relating to the constitution and working of these Boards as approved by Government are appended to this order.

4. The Inspector-General of Prisons is requested to take further action in regard to working out the details of the scheme.

R. RANGA RAO,
Secretary to Government,
Medical and Agricultural Departments.

To—The Inspector-General of Prisons in Mysore.
The District Magistrates of Districts.
The Registrar, Chief Court of Mysore: with covering letter.

No. G. 3446-55—Pris. 39-24-22, dated 29th September 1926.

APPENDIX.

Rules for the formation of Standing Advisory Boards for recommending the lease of long term prisoners confined in Jails.

The Government of His Highness the Maharaja of Mysore are pleased to ppoint Standing Advisory Boards, one at Bangalore and another at Mysore to vestigate and report on the sentences of the prisoners confined, respectively, in the entral Jail, Bangalore, and the District Jail, Mysore.

2. The Advisory Board in Bangalore shall consist of—

The Inspector-General of Prisons (Chairman).

The Sessions Judge, Bangalore Division.
A Non-official Member appointed by Government. } Members.

The Superintendent, Central Jail, Bangalore, will be Secretary to the Board.

At Mysore the Board shall consist of:—

The Inspector-General of Prisons (Chairman).

The Sessions Judge, Mysore Division.
A Non-official Member appointed by Government. } Members.

The Superintendent, Mysore Jail, will act as Secretary.

3. The term of office of each Non-official Member will ordinarily be fixed at ree years.

4. Each Board shall sit at least once in six months and consider the cases of l prisoners who have had not more than one conviction and who satisfy the follow- g conditions:

(*a*) that the prisoner has served two-thirds of his sentence including remissions; and further,

(*b*) that he has served not less than two and a half years including remission, id submit early recommendations with a view to the release of as many of this ass as can be released without injury to the community.

5. To enable the Advisory Boards to judge the fitness of prisoners for release, is necessary in every case that the judgment of the Court, full and accurate details the prisoners, previous history and his prison record, should invariably be placed fore them. This duty will devolve on the Superintendent of the Jail in his capacity Secretary to the Board, but the Police and the District Magistrate should render m every assistance in collecting the information. The Boards should also consult ficers of the Prisoners' Aid Society, if any, on the arrangements which may be acticable for the supervision of the prisoner's after-life.

6. The Superintendent of the Jail concerned will send up the necessary records each case to the Police who will collect full and accurate details of the prisoner's evious, history, etc., and return the papers with the information to the Superintent of the Jail as early as practicable.

7. Each case of a prisoner recommended for conditional release should be bmitted separately with a covering sheet in the form annexed to this order, which ould contain the full police history as well as other details ending with the recommendation of the Board. The judgment and the jail papers relating to the convict ould be sent with the sheet so that each case may be self-contained.

8. The recommendation of the Board will specify the period during which the nvict is to be on probation which shall in no case exceed the unexpired portion of e original sentence, but may be less in cases of exceptional good conduct and rvice.

9. Prisoners who are conditionally released should ordinarily pass a period of probation during which their fitness for final release can be tested. During this period the prisoner should be under the supervision of a probation or Parole Officer, whose duty it will be to see that the conditions of release are not broken and to give the prisoner any protection, assistance or advice he may need. Where a Discharged Prisoners' Aid Society can undertake this work, it should be asked to do so. Where it cannot, the District Magistrate himself should undertake the work. He may make use of the services not only of private persons, but also of Government servants other than those belonging to the Police Department, such as Sub-Registrars and Officers of the Co-operative and Industries and Commerce Departments. These agents of the District Magistrate should be brought into touch with the Discharged Prisoners' Aid Societies, if any, in the district, and should be encouraged to send to that Society periodical notes about a prisoner's behaviour. If at any time it should be necessary to bring to notice the fact that a prisoner is relapsing into crime, and that action by the District Magistrate is called for, communication should be made direct to the District Magistrate.

No. G. 3446-55—Pris. 39-24-22, dated 29th September 1926.

ANNEXURE.

Form of Conditional Release.

Convict No.

Name.

Name of Village, Taluk and District.

Court by which prisoner was convicted and Case Number.

Section of the I. P. C. or other law under which convicted.

Date of sentence.

Period of sentence.

Date on which prisoner completed two-thirds of his sentence.

Where the prisoner intends to stay, if released.

Unexpired portion of sentence on date of Board's recommendation.

Full Police history with recommendation of District Superintendent of Police.

Remarks of the Superintendent of the Jail on the conduct of the convict while in prison.

Recommendation of the Advisory Board, with detailed reasons where the Board differs from the District Superintendent of Police.